ENTERED ON DOCKET

DATE 5 - 27 - 93

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)

Plaintiff,)

v.

No. 92-CR-145-C

MATTHEW O'BRIEN,

Defendant.

FILED

MAY 2 6 1993

ORDER

Richard M. Lawrence, Clerk U. S. DISTRICT COURT MEMBER DISTRICT OF OXIGHOMA

Now on this <u>26</u> day of May, 1993 this cause comes on to be heard in the matter of the plaintiff's request made in open court to dismiss, with prejudice, the Indictment against defendant Matthew O'Brien in the above styled cause. The Court finds that said request ought to be granted and the Indictment against defendant Matthew O'Brien is dismissed, with prejudice.

IT IS SO ORDERED.

(Signed) M. Dels Cook

H. DALE COOK United States District Judge

United States District Court) SS
Northern District of Oklahoma)

1 hereby certify that the foregoing is a true copy of the original on file in this Court.

Richard M. Lawrence, Clark

Deputy

MAY 2 6 1993

FILEI

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

MAY 2 5 1993

Richard M. Lawrence, Clerk U. S. DISTRICT COURT MORTHERN DISTRICT OF OKIAHOMA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Case No. 88-CR-110-B

LARRY JAMES HILL,

Defendant.

ORDER

Before the Court for consideration is the Defendant's Motion for Resentencing (Docket #75) filed May 17, 1993. The Court concludes a hearing is not necessary. Pursuant to the Court of Appeals Order of February 19, 1993, the portion of this Court's Judgment and Sentence filed July 10, 1992, imposing a six month term of supervised release is hereby VACATED and set aside.

IT IS SO ORDERED THIS _______ DAY OF MAY, 1993.

THÓMAS R. BRETT

UNITED STATES DISTRICT JUDGE

sm

Hnited States District Country, Northern District of Oklahoma Northern District of Oklahoma

UNITED STATES OF AMERICA

JUDGMENT IN A CRIMINA

	V. ·	(For Offenses Co	ommitted On or After No	ovember 1, 1987)
		Case Number:	92-CR-140-001-E	
BRANT E	DWARD VANDEVER		· · · · · ·	
(Nar	ne of Defendant)	W	illiam Lunn	
THE DEFENDANT:			Defendant's Attorney	
	int(s) One of the In	dictment		
was found guilty on o	int(s) One of the In			after a
plea of not guilty.				
Accordingly, the de	fendant is adjudged guilty o	of such count(s), whic	th involve the following	offenses:
Title & Section	Nature of Offense		Date Offense Concluded	Count Number(S)
18:641	Embezzlement of Posta	1 Funds	05-22-92	One
Imposed pursuant to the ☐ The defendant has be and is discharged as ☐ Count(s) ☐ It is ordered that the one of the Indi ☐ IT IS FURTHER OF 30 days of any change of	ntenced as provided in page Sentencing Reform Act of Sentencing Reform Act of een found not guilty on court o such count(s). defendant shall pay a specific them., while RDERED that the defendant of name, residence, or mailing this judgment are fully page.	1984. nt(s) (is)(are) dismis al assessment of \$ _ ch shall be due ☑ im shall notify the Unite and address until all fir	sed on the motion of the 50.00 as followed States attorney for the	e United States, for count(s) vs:
Defendant's Soc. Sec. No.:	440-72-2259			
Defendant's Date of Birth:	09-09-70	M	ay 7, 1993	
Defendant's Mailing Addres	ss:	y C	ate of Imposition of Sente	ence
1437 North Urbana			Signature of Judicial Office	cer
Tulsa, Oklahoma 7411	5		llison, Chief U. S.	
Defendant's Residence Add	dress: United Status District Northern District of C	s root) 🚗 N	ame & Title of Judicial Of	
1437 North Urbana	Thereby CAP of the	3. 1月55	5/24/93	
Tulsa, Oklahoma 7411	5 Is a free riegy of the big this Court.	String of the	Date	

Defendant:

BRANT EDWARD VANDEVER

Case Number:

92-CR-140-001-E

Judgment—Page 2 of 4

PROBATION

The defendant is hereby placed on probation for a term of _____ three years as to Count One of the _____ Indictment.

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. The defendant shall pay restitution in the amount of \$3,101.23, to American Speedy Printing in monthly installments as directed by the U. S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities.
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not ourchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis as directed by the U. S. Probation Office.

Defendant: BRANT EDWARD VANDEVER Case Number: 92-CR-140-001-E	Judgment—Page 3 of 4
	AND FORFEITURE
REST	TITUTION
The defendant shall make restitution to the following	ing persons in the following amounts:
Name of Payee	Amount of Restitution
ITT Hartford Texas Regional Office c/o American Speedy Printing 450 Gears Road, Suite 500 Houston, Texas 77067-4585	\$3,101.23
Payments of restitution are to be made to: ☑ the United States Attorney for transfer to the pa ☐ the payee(s).	ayee(s).
Restitution shall be paid:	
in full immediately.	
 in full not later than in equal monthly installments over a period of _ this judgment. Subsequent payments are due n 	months. The first payment is due on the date o nonthly thereafter.
in installments according to the following sched	ule of payments:
in monthly installments as directed by t	the U.S. Probation Office.
Any payment shall be divided proportionately among t	the payees named unless otherwise specified here.

Defendant: Case Number:	BRANT EDWARD VANDEVER 92-CR-140-001-E	Judgment-Page 4 of 4
	STATEME	ENT OF REASONS
☑ The court add	opts the factual findings and guide	line application in the presentence report.
		OR
☐ The court add (see attachme	opts the factual findings and guide ent, if necessary):	eline application in the presentence report except
Guideline Rang	e Determined by the Court:	
Total Offense	Level:5	_
Criminal Histo	ory Category:I	-
Imprisonment	Range: 0 to 6 months	3
Supervised R	elease Range: $\frac{2}{}$ to $\frac{3}{}$ years	3
Fine Range: \$	to \$ _5,000	- · ·
XX Fine	is waived or is below the guidelin	ne range, because of the defendant's inability to pay.
Restitution: \$	3,101.23	
☐ Full	restitution is not ordered for the fo	ollowing reason(s):
The sentence reason to dep	is within the guideline range, that art from the sentence called for b	range does not exceed 24 months, and the court finds no y application of the guidelines.
		OR
☐ The sentence for the following	is within the guideline range, that ing reason(s):	range exceeds 24 months, and the sentence is imposed
		OR
The sentence de	parts from the guideline range	
upon motio	n of the government, as a result of	of defendant's substantial assistance.
☐ for the follo	wing reason(s):	

AO 245 S (Rev. 4/90) Sheet 7 - Statement of Reasons

Q

DATE 5/26/93

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,	.)	ת מודים
Plaintiff,)	FILED MAY 1 9 1993
vs.	ý	
DAVID EUGENE MARSHALL,)	Richard M. Lawrence, Clerk U.S. DISTRICT COURT MAINTER DISTRICT OF OKLAHOMA
Defendant.)	No. 92-CR-68-E

MOTION FOR DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss the Indictment against David Eugene Marshall, defendant.

FILED

MAY 2 5 1993

Richard M. Lawrence, Clerk U. S. DISTRICT COURT HORTHERN DISTRICT OF OKLAHOMA F.L. DUNN, III
United States Attorney

DAVID E. Q'MEILIA
Assistant United States Attorney
3900 U.S. Courthouse
333 West 4th Street

Tulsa, Oklahoma 74103 (918) 581-7463

ORDER

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested Indictment, as pertains to DAVID E. MARSHALL only.

United States District Judge

Date:

5/24/93

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By By Calling L

DATE MAY 2.3 1993

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

RICHARD M. Lawrence, Cle
U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA)		
Plaintiff,)		
vs.)	Docket No.	88-CR-91-001-C
ERIC MICHAEL ANDERSON)		
Defendant.)		

ORDER REVOKING SUPERVISED RELEASE

Now on this 18th day of May, 1993, this cause comes on for sentencing after a previous finding that the defendant violated conditions of supervised release as set out in the Amended Petition on Supervised Release filed in open Court on April 16, 1992. defendant is present in person and represented by counsel, Craig Bryant, Assistant Federal Public Defender, and the government by Susan Morgan, Assistant U.S. Attorney.

The defendant was heretofore, on January 10, 1989, convicted on his plea of guilty to Count One of a one-count Indictment charging False Statements, in violation of Title 18, United States Code, Section 1001, and was sentenced on January 10, 1989, to the custody of the Attorney General for a term of fifteen months to be followed by a three year term of supervised release.

Before the defendant was released from the Bureau of Prisons on March 14, 1990, a detainer was lodged by Pennsylvania authorities. He was subsequently released from the detainer on

July 14, 1990, and began service of the federal three year term of supervised release. On September 3, 1992, the U. S. Probation Office filed a Petition on Supervised Release and subsequently filed an Amended Petition on Supervised Release on April 26, 1993, alleging that the defendant violated five conditions of his supervised release: 1) Driving Under the Influence of Alcohol (felony); 2) Driving Under Suspension (misdemeanor); 3) Actual Physical Control of a Motor Vehicle While Intoxicated (felony); 4) Leaving the judicial district without the permission of the Court or Probation Officer; and, 5) Failing to submit a truthful and complete written report within the first five days of each month.

A revocation hearing was held on May 3, 1993. After the Court received stipulations by the defense to the allegations in the Amended Petition, the Court made a finding that the defendant violated his conditions of supervised release as memorialized in the Amended Petition on supervised release filed on April 26, 1993. A Sentencing Hearing was set for May 18, 1993.

The Court finds that the offense of conviction occurred after October 31, 1987, therefore, the Sentencing Reform Act of 1984, which went into effect November 1, 1987, applies.

It is hereby ordered by the court that the defendant's supervised release is revoked, and that he is sentenced to the custody of the Bureau of Prisons for a term of twelve months.

The Honorable H. Dale Cook / United States District Judge

Reviewed and Approved:

Susan K. Morgan, Assistant U. S. Attorney

United States District Court

ds	States	廻	ístríct	Court	MAY 2 5 1993
IERN	Distr	ict of	OKLAHOMA	<u>, </u>	ichard M. Lawrence, Court Cle U.S. DISTRICT COURT

Case Number: 92-CR-133-001-C

UNITED STATES OF AMERICA

V.

LOUIS ERNESTO SANTURIO

Jl	JDGMEN'	T IN A (CRIMINA	AL CASE	
(For Offe	nses Comn	nitted On	or After N	lovember 1	, 1987

Jo Stanley Glenn		

Name & Title of Judicial Officer

Date

(1	Name of Defendant)	Jo Stanley	Glenn	
THE DEECNDANT.		-	Defendant's Attorney	
THE DEFENDANT:				
plea of not guilty.	count(s)on count(s)one of the I			
Accordingly, the	defendant is adjudged guilty	of such count(s), whic	h involve the following o	offenses:
Title & Section	Nature of Offense		Date Offense Concluded	Count Number(s)
21:841(a)(1) and (b)(1)(A)(ii)	Possession With Inte Distribute Cocaine	ent to	10-13-92	I
 ☐ The defendant had and is discharged ☐ Count(s) ☐ It is ordered that it 	s sentenced as provided in pa the Sentencing Reform Act of as been found not guilty on co d as to such count(s). the defendant shall pay a spe ndictment, w	of 1984. ount(s) (is)(are) dismis ocial assessment of \$ _	ssed on the motion of th	ne United States
30 days of any chan	R ORDERED that the defenda ge of name, residence, or ma ed by this judgment are fully p	iiling address until all fi	ed States attorney for the ines, restitution, costs, and the costs, and the inestitution is the costs of the	nis district within and special
Defendant's Soc. Sec.				
Defendant's Date of Bi	irth:	May 18,		
Defendant's Mailing A	ddress:	JV.	Date of Imposition of Sen	tence
663 Ellsworth S	t. NOTE: (Defendant is	3	Signature of Judicial Off	icer
Bridgeport, CT	06605 currently in		e Cook, U.S. Distri	ict Judge

Defendant's Residence Address:

Custody of Bureau of Prisons

AO 245 S (Rev. 4/90) Sheet 2 - Imprisonment	
Defendant: LOUIS E. SANTURIO Case Number: 92-CR-133-001-C	Judgment—Page 2 of 5 IMPRISONMENT
The defendant is hereby committed to the a term of120 months	e custody of the United States Bureau of Prisons to be imprisoned fo
The court makes the following recommen	dations to the Bureau of Prisons:
That the defendant be required to fine, through the Inmate Financia	pay half of any money earned in custody, toward his l Responsibility Program.
 ☒ The defendant is remanded to the custody of the Ur ☐ The defendant shall surrender to the United States a.m. 	nited States marshal. marshal for this district,
□ at p.m. on□ as notified by the United States marshal.	ce at the institution designated by the Bureau of Prisons.
	RETURN
I have executed this judgment as follows): :
Defendant delivered on	to at
	, with a certified copy of this judgment.
	United States Marshal
	By

Defendant: LOUIS SANTURIO
Case Number: 92-CR-133-001-C

Judgment—Page 3 of 5

SUPERVISED RELEASE

Upon release from imprisonment,	the defendant shall be on supervised release for a term of	f
five (5) years		

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.
 - 1. The defendant shall participate in drug testing as directed by the U.S. Probation Office.
 - 2. The defendant shall pay any remaining fine as directed by the U.S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- (4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) The defendant shall submit to urinalysis testing as directed by the U.S. Probation Office.

AO 245 S (Rev.)	4/90)	Sheet	5 -	Fine
------------------	-------	-------	-----	------

Defendant: LOUIS SANTURIO Case Number: 92-CR-133-001-C Judgment—Page 4 of 5

FINE

The defendant shall pay a fine of \$ 3,000.00 . The or supervision.	e fine includes any costs of incarceration and/
☐ This amount is the total of the fines imposed on individual	counts, as follows:
 ☐ The court has determined that the defendant does not hav ☐ The interest requirement is waived. ☐ The interest requirement is modified as follows: 	e the ability to pay interest. It is ordered that:
This fine plus any interest required shall be paid: This fine plus any interest required shall be paid: This fine plus any interest required shall be paid: This fine plus any interest required shall be paid: In full immediately. In full immediately. In equal monthly installments over a period of date of this judgment. Subsequent payments are due may in installments according to the following schedule of paid:	nonthly thereafter.
Any remaining fine is to be paid as directed b	y the U.S. Probation Officer.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

AO 245 S (Rev. 4/90) Sheet 7 - Statement of R
Defendant: LOUIS SANTURIO Judgment—Page 5 of 5 Case Number: 92-CR-133-001-C
STATEMENT OF REASONS
The court adopts the factual findings and guideline application in the presentence report.
OR
The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):
Guideline Range Determined by the Court:
Total Offense Level:35
Criminal History Category:
Imprisonment Range: 168 to 210 months
Supervised Release Range: _5_ xx years
Fine Range: \$ 20,000 to \$ 4 Million
Fine is waived or is below the guideline range, because of the defendant's inability to pay.
Restitution: \$ <u>N/A</u>
☐ Full restitution is not ordered for the following reason(s):
☐ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds reason to depart from the sentence called for by application of the guidelines.
OR
☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is impose for the following reason(s):
OR
The sentence departs from the guideline range
upon motion of the government, as a result of defendant's substantial assistance.
for the following reason(s): The Court finds that a sentence of 120 months, the statuto minimum, adequately addresses the defendant's involvement in the offense.

United States District Comfr I L E'D

NORTHERN	D

ISTRICT OF

OKLAHOMA

MAY 84 1905

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIN

Jack D. Smith 1010 County Club Drive Nowata, OK 74048

Case Number: 92-CR-141-001-C

(Name and Address of Defendant)

James Lang/G-Steven Stidham

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

[⊠ guilty □ nolo contendere] as to count(s) <u>One of the Information</u> □ not guilty as to count(s)	, and
THERE WAS A: [
THERE WAS A: [finding verdict] of not guilty as to count(s) judgment of acquittal as to count(s) The defendant is acquitted and discharged as to this/these count(s).	

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Conspiracy to Traffic in Counterfeit Goods Title 18, United States Code, Section 371

IT IS THE JUDGMENT OF THIS COURT THAT:

The imposition of sentence shall be suspended, and the defendant is placed on probation for a term of three (3) years. A fine of \$15,000 is ordered, which shall be due immediately.

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- associate only with law-abiding persons and maintain reasonable hours;
- work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- not leave the judicial district without permission of the probation officer;

General, with a certified copy of this Judgment in a Criminal Case.	by the Attorney
Date	
Defendant delivered onto	24
I have executed this Judgment as follows:	
RETURN	
Date	
Name and Title of Judicial Officer Wall 24 1993	
H. Dale Cook, U. S. District Judge	
Signature of Judicial Officer	
2/1-alellook)	
May 18, 1993 Date of Imposition of Sentence	
☐ The Court orders commitment to the custody of the Attorney General and recommends:	
IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment States marshal of this district.	nt to the United
IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this dis imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and paid, the defendant shall immediately notify the United States attorney for this district of any and address.	of the court and
on the motion of the United States.	
IT IS FURTHER ORDERED THAT counts One through Eleven of the Indictment	_are DISMISSE[
	as lonows
IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 50 pursuant to Title 18, U.S.C. Section 3013 for count(8) One of the Information	as follows
during the probation period.	
 (5) notify your probation officer immediately of any changes in your place of residence; (6) follow the probation officer's instructions and report as directed. The court may change the conditions of probation, reduce or extend the period of probation, and at any time during or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for 	the probation perio a violation occurrin

Deputy Marshal

United States District

MAY 1 9 1993

NORTHERN

District of OKLAHOMA

RESENTENCING

UNITED STATES OF AMERICA

JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987) V. Case Number: 90-CR-100-001-C STEPHANIE CAROL KEITH Rob Nigh (Name of Defendant) Defendant's Attorney THE DEFENDANT: One of the Information □ pleaded quilty to count(sì was found quilty on count(s) after a. plea of not quilty. Accordingly, the defendant is adjudged quilty of such count(s), which involve the following offenses: Date Offense Count Title & Section Nature of Offense Concluded Number(s) 18:472 Conspiracy to Use an Unauthorized 09/89 - 10/89Access Device The defendant is sentenced as provided in pages 2 through _____7 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984. The defendant has been found not guilty on count(s) and is discharged as to such count(s). Count(s). $_{-}$ (is)(are) dismissed on the motion of the United States. ☑ It is ordered that the defendant shall pay a special assessment of \$ 50 _, for count(sa) One of the Information , which shall be due 🗵 immediately 🗌 as follows: IT IS FURTHER ORDERED that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. Defendant's Soc. Sec. No.: 241-04-2582

02-11-56 Defendant's Date of Birth: _ Defendant's Mailing Address: 555 Gray Road

Vanceboro, NC 28586

Defendant's Residence Address:

Same as above

Date of Imposition of Sentence

May 18, 1993

Signature of Judicial Officer The Honorable H. Dale Cook U. S. District Judge

Name & Title of Judicial Officer 13

ibi

AO 245 S (Rev. 4/90) Sheet 2 - Imprisonment				
Defendant: Stephanie Carol Keith Case Number: 90-CR-100-001-C		Judgment-Page_	2 of _	7
0450 (44.1155); 70 CK 150 001 0	IMPRISONMENT			
The defendant is hereby committed to the a term ofTIME_SERVED	custody of the United Stat	es Bureau of Prisons	to be impriso	ned for
C). The payot makes the fallowing recommend	dations to the Dunas, of D	··		
☐ The court makes the following recommend	adions to the Bureau of Pr	isons:		
☐ The defendant is remanded to the custody of the Un ☐ The defendant shall surrender to the United States r	ited States marshal. narshal for this district.			
a m				
☐ at p.m. on	e at the institution designated by	the Bureau of Pricons		
before 2 p.m. on as notified by the United States marshal.		The Dureau OFF HSONS,		
as notified by the probation office.				
	RETURN	e.		
Lhave evenuted this judgment as follows				
I have executed this judgment as follows				
		100 to 10		
	······································			
Defendant delivered on	to			at
	-	$_{-}$, with a certified cop	by of this jud	gment.
		United States Marsh	 al	
	Rv			

Deputy Marshal

Upon release from imprisonment, the defendant shall be on supervised release for a term of	•••
THREE YEARS	

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

X	The defendant shall report in person to the probation office in the district to which the defendant is released
	within 72 hours of release from the custody of the Bureau of Prisons.

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.

For Special Conditions see page 4.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

Defendant:

Stephanie Carol Keith

Case Number:

90-CR-100-001-C

Judgment - Page 4 of 7

SPECIAL CONDITIONS:

The defendant shall participate in an outpatient or residential substance abuse treatment program as directed by the probation office.

The defendant shall submit to a search by a U. S. Probation Officer of your person, residence, vehicle, office and/or business at a reasonable time and in a reasonable manner, based upon reasonable suspicion of contraband or evidence of a violation of a condition of release. Failure to submit to a search may be grounds for revocation. You shall not reside at any location without having first advised other residents that the premises may be subject to searches pursuant to this condition, and without having obtained written acknowledgement of an agreement to allow such searches from other residents. This acknowledgement shall be provided to the U. S. Probation Office prior to residency.

AO 245 S (Rev. 4/90) Sheet 6 - Restitution and For tre	
Defendant: Stephanie Carol Keith Case Number: 90-CR-100-001-C	Judgment—Page5 of7
RESTITUTION AND	FORFEITURE
RESTITU'	TION
	persons in the following amounts:
Name of Payee	Amount of Restitution
Please see page 6.	
Payments of restitution are to be made to:	
the United States Attorney for transfer to the payee	e(s).
☐ the payee(s).	
Restitution shall be paid:	
☐ in full immediately.	•
in full not later than	months. The first payment is due on the date of
in equal monthly installments over a period of this judgment. Subsequent payments are due mont	thly thereafter.
in installments according to the following schedule office.	of payments: As directed by the U.S. Probation
Any payment shall be divided proportionately among the	payees named unless otherwise specified here."
FORFEIT The defendant is ordered to forfeit the following pro	
The defendant is ordered to fortest the following pro	perty to the Officer States.

Defendant: Stephanie Carol Keith Case Number: 90-CR-100-001-C

Judgement - Page 6 of 7

RESTITUTION

Pay restitution in the total amount of \$17,632.16 to the following victims in the amounts specified below:

	Name of Payee	Amount of Restitution
a.	First Bank Card Center (Visa) P. O. Box 3437 Omaha, Nebraska 68107 (Act. No. 4418023726238157)	\$5,753.03
b.	First Bank Card Center (Master Card) P. O. Box 3437 Omaha, Nebraska 68107 (Act. No. 5411170646085186)	\$6,633.17
c.	Sears P. O. Box 29600 New Orleans, Louisiana 70189 (Act. No. 780538887743)	\$1,022.11
d.	J. C. Penney's P. O. Box 31 Shawnee Mission, Kansas 66201 (Act. No. 56300298653)	\$2,370.38
e.	Phillips 66 Company P. O. Box 80 Bartlesville, Oklahoma 74005 (Act. No. 6218377502)	\$ 110.72
f.	Banc-First of Muskogee P. O. Box 1489 Muskogee, Oklahoma 74401 (Act. No. 0303580765)	\$1,370.60
g.	William D. Hamilton 2201 Elmira Muskogee, Oklahoma 74401	\$ 372.15

AO 245 S (Rev. 4/90) Sheet 7 - Statement of Reason	
Defendant: Stephanie Carol Keith Case Number: 90-CR-100-001-C	Judgment-Page 7 of 7
STATEMENT OF	REASONS
☐ The court adopts the factual findings and guideline ap	plication in the presentence report.
OR	
The court adopts the factual findings and guideline ap (see attachment, if necessary): The Court finds to 14 months pursuant to 18:3565(a).	plication in the presentence report except the guideline range to be 4 2/3 months
Guideline Range Determined by the Court:	
Total Offense Level:11	
Criminal History Category:	
Imprisonment Range: 4 2/3 to 14 months	
Supervised Release Range: 2 to 3 years	
Fine Range: \$ 2,000 to \$ 20,000	
Ene is waived or is below the guideline range	ge, because of the defendant's inability to pay.
Restitution: \$ 17,632.16	
☐ Full restitution is not ordered for the followin	g reason(s):
The sentence is within the guideline range, that range reason to depart from the sentence called for by appli	
OR	
☐ The sentence is within the guideline range, that range for the following reason(s):	exceeds 24 months, and the sentence is imposed
OR	
The sentence departs from the guideline range	
\square upon motion of the government, as a result of defe	ndant's substantial assistance.
☐ for the following reason(s):	

ENTERED ON DOCKET

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED	STATES OF AMERICA,)
	Plaintiff,	
vs.) No. 92-C-812-C) 87-CR-177-C
LYNDON	BRUCE TEAFATILLER,	į
	Defendant.	FILED
		MAY 1 9 1993
		ORDER Richard M. Lawrence, Clerk 11. S. DISTRICT COURT 10.0.584 DISTRICT OF DELIMINATA

Before the Court is the motion of defendant pursuant to 28 U.S.C. §2255. He raises four grounds for relief: (1) he did not fully understand the consequence of his guilty plea, (2) this Court may have been prejudiced by incorrect information in the Presentence Report, (3) disparity in sentencing and (4) his plea violated the Double Jeopardy Clause. Grounds (1) and (4) will be addressed together.

Defendant was originally charged in a three-count indictment in 87-CR-89-B. Pursuant to a plea agreement, he pled guilty to violations of 21 U.S.C. §841(a)(1) and 18 U.S.C. §2 (Distribution of Methamphetamine and Aiding and Abetting). He was sentenced on October 1, 1987 to ten years in custody, three years supervised release and a \$50 special assessment. Defendant was indicted again in a two-count Indictment in 87-CR-177-C and was charged in Count Two of that Indictment with operating and conducting a Continuing

Criminal Enterprise (CCE) in violation of 21 U.S.C. §848. Pursuant to a plea agreement, defendant agreed to plead guilty to the CCE count, in return for which Count One would be dismissed and the previous conviction in 87-CR-87-B would be vacated, with defendant receiving full credit for time served. The plea was entered on May 12, 1988 and on July 13, 1988, defendant was sentenced to 16 years, with credit for time served. He filed no appeal.

Defendant now contends that he "did not fully understand the consequences of his plea" in that he was led to believe that "the sentence would be no more severe than the one he was serving on the original indictment" He concludes that "[h]ad defendant realized the seriousness of his actions, he would have refused to plead until the question of violations of his Fifth Amendment rights were settled via an evidentiary hearing." This dovetails with ground (4) of the motion, which directly asserts a Double Jeopardy violation. Although the issue was not raised on appeal, the Court will address it, as it implicates a possible "miscarriage of justice." United States v. Smith, 843 F.2d 1148 (8th Cir. 1988).

A voluntary guilty plea precludes a criminal defendant from subsequently asserting a double jeopardy defense that was not apparent on the face of the record before the court accepting the plea. See United States v. Broce, 488 U.S. 563, 569 (1989). Far from being facially-apparent, no Double Jeopardy violation existed under these facts. See Garrett v. United States, 471 U.S. 773 (1985) (prior conviction of a predicate offense does not bar CCE

prosecution). His argument that he was unaware of the possible sentence is belied by the plea agreement, signed by defendant, which sets forth the applicable penalty (ten years to life) and the statement that sentencing is solely within the court's discretion. The possible sentence was explained again at the plea hearing. From the review of the record, the Court is persuaded that defendant's plea was knowing and intelligent. Therefore, grounds (1) and (4) are rejected.

Ground (2) is that the PSI contained inaccurate, erroneous and misleading information. Petitioner presented a sentencing memoranda prior to his sentencing although it was apparently not filed, and the matters raised were addressed at the time of sentencing. It is too late to challenge the accuracy of other matters. See United States v. Edmondson, 818 F.2d 768, 769 (11th Cir. 1987); cf. United States v. Poque, 865 F.2d 226, 230 (10th Cir. 1989).

Next, petitioner challenges the disparity in sentencing between himself and his co-defendants. Inasmuch as only the petitioner was charged with a CCE count, the disparity is easily explainable. cf. United States v. Trujillo, 906 F.2d 1456, 1465 (10th Cir.), cert. denied, 498 U.S. 962 (1990). Petitioner's argument is rejected.

Petitioner also states in conclusory fashion that the prosecutor, probation officer and petitioner's own attorney acted in collusion to "railroad" him into a guilty plea. The absence of factual support warrants denial.

It is the Order of the Court that the motion of the defendant pursuant to 28 U.S.C. §2255 is hereby denied.

IT IS SO ORDERED this 18 day of May, 1993.

H. DALE COOK

UNITED STATES DISTRICT JUDGE

18:371

Defendant's Residence Address:

Same

MJ

United States District Court

NORTHERN

District of

OKLAHOMA

MAY 18 1993

One

UNITED STATES OF AMERICA

V.

DAVID KIRKLAND DEANOVICH

Robbery

JUDGMENT IN A CRIMINAL CASE CONTROL (For Offenses Committed On or After November 1/1187)

1-12-93

Name & Title of Judicial Officer

Date

ENTERED ON DOCKET

Case Number:	93-CR-006-001-E	

(Name of Defendant)	William Patterson	
THE DEFENDANT:	Defendant's Attorney	
pleaded guilty to count(*) One of the Information was found guilty on count(s) plea of not guilty.	mation	after
Accordingly, the defendant is adjudged guilty of	such count(s), which involve the following of	offenses:
Fitle & Section Nature of Offense	Date Offense Concluded	Count Number(s)

Conspiracy to Commit Armed Bank

The defendant is sentenced as provided in pages 2 t imposed pursuant to the Sentencing Reform Act of 1984.	, ,
 □ The defendant has been found not guilty on count(s) and is discharged as to such count(s). □ Count(s)	(is)(are) dismissed on the motion of the United States. sessment of \$ _50.00, for count(x)
30 days of any change of name, residence, or mailing ac assessments imposed by this judgment are fully paid.	I notify the United States attorney for this district within Idress until all fines, restitution, costs, and special
Defendant's Soc. Sec. No.: 367-76-4529	
Defendant's Date of Birth: 5-1-59	May 7, 1993 Date of Imposition of Sentence
Defendant's Mailing Address: 8447 S. College (Defendant in custody of Bureau of Prisons) Tulsa, OK 74137	X Signature of Judicial Officer
	James O. Ellison, Chief U.S. District Jud

AQ 245 S (Rev. 4/90) Sheet 2 - Imprisonment						
Defendant: DEANOVICH, David Case Number: 93-CR-006-001-E	MPRISONMENT	Judgment-	-Page_	_ 2	_ of _	5
The defendant is hereby committed to the cua term of49_months	ustody of the United S	States Bureau of	Prisons 1	to be ir	mprisc	ned for
☑ The court makes the following recommendate	ions to the Bureau o	f Prisons:				
That the defendant be required to pa in custody toward his fine, through	ay at least one-h	alf of any mo				:
 ☒ The defendant is remanded to the custody of the United ☐ The defendant shall surrender to the United States many 						
a.m. p.m. on as notified by the United States marshal. The defendant shall surrender for service of sentence a before 2 p.m. on as notified by the United States marshal.	t the institution designate	ed by the Bureau of	Prisons,			
as notified by the probation office.						
I have executed this judgment as follows:	RETURN		*****			
Defendant delivered ont						
		, with a cer	tified cop	y of th	nis jud	gment.
		United Sta				
	Ву	Deputy	Marshal	···		

ΑO	245	s	(Rev.	4/90)	Sheet	3 -	Supervised	Release
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Defendant: DEANOVICH, David Case Number: 93-CR-006-001-E

Judgment—Page 3 of 5

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of	
two (2) years	

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.
- 1. The defendant shall participate in a drug testing and treatment program as directed by the U.S. Probation Office.
- 2. The defendant shall pay any remaining fine as directed by the U.S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to drug testing and treatment as directed by the U.S. Probation Officer.

AO 245 S (Rev. 4/90) Sheet 5 - Fine		
		_

Defendant: DEANOVICH, David Case Number: 93-CR-006-001-E

Judgment-Page 4 of 5

FINE

The defendant shall pay a fine of \$ 3,500.00. The fine includes any costs of incarceration and/ or supervision.

This amount is the total of the fines imposed on individual counts, as follows:

Count One

The court has determined that the defendant does not have the ability to pay interest. It is ordered that:
 ☐ The interest requirement is waived. ☐ The interest requirement is modified as follows:
This fine plus any interest required shall be paid: ☐ in full immediately. ☐ in full not later than
in equal monthly installments over a period of months. The first payment is due on the date of this judgment. Subsequent payments are due monthly thereafter.

Any remaining fine is to be paid as directed by the U.S. Probation Office.

in installments according to the following schedule of payments:

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

AO 245 S (Rev. 4/90) Sheet 7 - Statement of Reasons	
Defendant: DEANOVICH, David Case Number: 93-CR-006-001-E	Judgment-Page <u>5</u> of <u>5</u>
STATE	MENT OF REASONS
The court adopts the factual findings and gui	ideline application in the presentence report.
	OR
☐ The court adopts the factual findings and gui (see attachment, if necessary):	ideline application in the presentence report except
Guideline Range Determined by the Court:	
Total Offense Level: 22	
Criminal History Category:	
Imprisonment Range: 46 to 57 mor	
Supervised Release Range: 2 to 3 ye	
Fine Range: \$ 7,500 to \$ 75,000	
-	eline range, because of the defendant's inability to pay.
Restitution: \$ - 0-	
☐ Full restitution is not ordered for the	e following reason(s):
The sentence is within the guideline range, t reason to depart from the sentence called fo	hat range does not exceed 24 months, and the court finds no
	OR
☐ The sentence is within the guideline range, t for the following reason(s):	hat range exceeds 24 months, and the sentence is imposed
	OR
The sentence departs from the guideline range	
upon motion of the government, as a resu	ult of defendant's substantial assistance.
for the following reason(s):	

United States District Court MAY 18 1993

District of ____OKLAHOMA

UNITE	ED STATES OF AMERICA V.	JUDGME (For Offenses Con	NT IN A PRIMINA	CASET Vender (1,41987)
Gary	Richard McMains	Case Number:	93-CR-013-001-E	
	(Name of Defendant)	Wi	lliam Hughes (Appo	inted)
HE DEFENDANT	:		Defendant's Attorney	
☑ pleaded quilty to	o count(s) <u>Two of the India</u>	ctment		after a
Accordingly, th	ne defendant is adjudged guilty	of such count(s), which	involve the following	offenses:
itle & Section	Nature of Offense		Date Offense Concluded	Count Number(s)
18:658	Disposing, Converting Mortgaged to the Uni		10-26-91	Two
The defendant I and is discharge Count(s) One. I It is ordered tha Two of the I	is sentenced as provided in parto the Sentencing Reform Act of the Sentencing Reform Act of the set of the the defendant shall pay a special count of the set of the	Indictment dismission of \$ inch shall be due united	sed on the motion of the solution of the solut	ne United States, for count(s ws:
ssessments impo	nge of name, residence, or ma sed by this judgment are fully p	aid.	es, restitution, costs, a	inu speciai
	c. No.: 443-54-6241		May 7, 1993	
etendant's Date of	Birth: August 24, 1950	D	ate of Imposition of Sent	ence
efendant's Mailing	Address:		Janus dol	
East Star Rou	te, H-C #62, Box 161	7	Signature of Judicial Off	icer
Nowata, Oklah		James O. E	llison, Chief U. S	. District i
efendant's Residen	ce Address: \$\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	24 N	ame & Title of Judicial O	_
Same	医二甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基		0 /18/93 Date	
	- BM 6	u, and ENTER	RED ON DOCKET	
	The state of the s	DATE	5/19/93	11000

Defendant: Gary Richard McMains Case Number: 93-CR-013-001-E Judgment—Page __2 ___ of __4

PROBATION

The defendant is hereby placed on probation for a term of	Five (5) Years
---	----------------

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

The defendant shall pay restitution in the amount of \$1,978.77 to the Farmers Home Administration, as directed by the U. S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month:
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis testing as directed by the U. S. Probation Office.

AU 245'S (Rev. 4/90) Sheet 6 - Restitution and Forf	
Defendant: Gary Richard McMair Case Number: 93-CR-013-001-E	Judgment—Page 3 of 4
	RESTITUTION AND FORFEITURE
	RESTITUTION
▼ The defendant shall make restitution	on to the following persons in the following amounts:
Name of Payee	Amount of Restitution
Farmers Home Administration	
Talmets Home Mantillaciacion	\$1,978.77
Payments of restitution are to be made	
	ansier to the payee(s).
Restitution shall be paid:	
in full immediately	
in full not later than	·
in equal monthly installments ov	ver a period of months. The first payment is due on the date of ments are due monthly thereafter.
in installments according to the	following schedule of payments:
to be determined by the Unite	ed States Probation Officer.
. ••	₩ 5
Any payment shall be divided proportion	onately among the payees named unless otherwise specified here.
☐ The defendant is ordered to forfe	FORFEITURE eit the following property to the United States:

AO 245 S (Rev. 4/90) Sheet 7 - Statement of Reasuration	
Defendant: Gary Richard McMains Case Number: 93-CR-013-001-E	Judgment—Page <u>4</u> of <u>4</u>
STATEMENT OF	REASONS
☐ The court adopts the factual findings and guideline app	ication in the presentence report.
OR	
The court adopts the factual findings and guideline app (see attachment, if necessary):	lication in the presentence report except
The offense level is reduced from 10 to 8 becauto be \$6,778.77 rather than \$28,789.47.	se the loss was determined by the Court
Guideline Range Determined by the Court:	
Total Offense Level:8	
Criminal History Category:	
Imprisonment Range: 0 to 6 months	
Supervised Release Range:2 to3_ years	·
Fine Range: \$ 1,000 to \$ 10,000	
☐ Fine is waived or is below the guideline range	, because of the defendant's inability to pay.
Restitution: \$1,978.77	
☐ Full restitution is not ordered for the following	reason(s):
The sentence is within the guideline range, that range or reason to depart from the sentence called for by applications.	
The sentence is within the guideline range, that range effor the following reason(s):	exceeds 24 months, and the sentence is imposed
OR	
The sentence departs from the guideline range	
upon motion of the government, as a result of defend	dant's substantial assistance.
for the following reason(s):	

United States District Court FILE D

NORTHERN

_____ District of _____

OKLAHOMA

MAY 18 1993

Bichara

UNITED STATES OF AMERICA V.		JUDGMI (For Offenses Co	JUDGMENT IN A CRIMINAL CASE 11/10 (For Offenses Committed Offenses Committed Offenses (For Offenses Committed Offenses Committed Offenses (For Offenses Committed Offenses Committed Offenses Committed Offenses (For Offenses Committed Offenses Committed Offenses Committed Offenses (For Offenses Committed Offenses Committed Offenses Committed Offenses Committed Offenses (For Offenses Committed		
	v.	Case Number:		- OKOHOMA	
David	Eugene Marshall				
(Name of Defendant)	<u></u>	John Echols		
THE DEFENDANT:			Defendant's Attorney		
✓ pleaded quilty to a	count(s) One of the Inc	lictment			
was found guilty of plea of not guilty.	on count(s)			after a	
Accordingly, the	defendant is adjudged guilty	of such count(s), which	ch involve the following	offenses:	
Title & Section	Nature of Offense		Date Offense Concluded	Count Number(s)	
18:3146(a)(1), and 3146(b)(1) (A)(iii) and (b)(2)	Failure to Appear		12-1-92	One	
and is discharged XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	as been found not guilty on count as to such count(s). I No. 92-CR-68-E The defendant shall pay a specific part of the defendant of the defe	(is)(are) disminical assessment of \$ in the due 国 in the due 国 in the distance of the United and address until all f	ssed on the motion of th 50 nmediately as follo ed States attorney for the	ne United States, for count(s) ws: nis district within	
Defendant's Soc. Sec.					
Defendant's Date of B	rth: <u>10-02-67</u>	· · · · · · · · · · · · · · · · · · ·	May 11, 1993		
Defendant's Mailing A	ddress:	Na	Date of Imposition of Sen	tence	
6745 S. Lewis #	210		Signature of Judicial Off	icer	
Tulsa, Oklahoma		James O. E	llison, Chief U. S.	District Judg	
Defendant's Residenc	Address:	***	Name & Title of Judicial C		
Defendant's Residenc	e Address.	* 5	5/18/93		
	The second secon		Date		
	1111	Cullende	ENTERED ON DO	CKET'	
	S. Mig. supplemental interior	1	DATE 5/19/9	1	

IMPDIÇONMEN	-	Page of	5
IMPRISONMEN	ı		
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ndations to the Rure	au of Pricance		
iluations to the bute	au of Frisoris.		
Inited States marshal.			
nce at the institution des	gnated by the Bureau of Pris	sons.	
RETURN			
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to			-4
10		CONTRACTOR	_ at
	, with a certifie	ed copy of this judgme	ent.
	United States	Marchal	
Ву	Deputy Ma	ırshal	
	ne custody of the Unit the Indictment. Indictment. Inited States marshal. marshal for this district, Ince at the institution desired the institutio	IMPRISONMENT The custody of the United States Bureau of Presente Indictment. This sentence should be a sentence s	ne custody of the United States Bureau of Prisons to be imprisoned to the Indictment. This sentence shall be imposed to indict the Indictment. This sentence shall be imposed to indict the Indictment. Indict Indictment. This sentence shall be imposed to imposed to impose the imposed to impose the impose of the Indict Indic

Defendant:

David Eugene Marshall

Case Number: 93-ci

93-CR-3-E

Judgment—Page 3 of 5

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of		
One Year on Count One of th	e Indictment	

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- ☑ The defendant shall not possess a firearm or destructive device.

The defendant shall participate in a program of drug testing and treatment as directed by the U.S. Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis testing as directed by the U.S. Probation Office.

AO 245 S (Rev. 4/90) Sheet 5 - Fine	
Defendant: David Eugene Marshall Case Number: 93-CR-3-E	Judgment—Page4 of5
FIN	IE
The defendant shall pay a fine of $\frac{500}{}$ or supervision.	The fine includes any costs of incarceration and/
x This amount is the total of the fines imposed on inc	dividual counts, as follows:
☐ The court has determined that the defendant does	not have the ability to pay interest. It is ordered that:
☐ The interest requirement is waived.☐ The interest requirement is modified as follows:	
This fine plus any interest required shall be paid: in full immediately.	

in equal monthly installments over a period of _____ months. The first payment is due on the

If not paid immediately, payments to begin during his period of incarceration, with any balance remaining paid on supervised reelase as directed by the U.S. Probation

date of this judgment. Subsequent payments are due monthly thereafter.

in installments according to the following schedule of payments:

in full not later than _____

Office.

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

Defendant: David Eugene Marshall Case Number: 93-CR-3-E	Judgment—Page5 of5
STAT	EMENT OF REASONS
The court adopts the factual findings and g	uideline application in the presentence report.
	OR
☐ The court adopts the factual findings and g (see attachment, if necessary):	uideline application in the presentence report except
Guideline Range Determined by the Court:	
Total Offense Level:7	· Schriften spenderer
Criminal History Category:	
Imprisonment Range: 4 to 10 me	onths
Supervised Release Range: to 1	years⁄
Fine Range: \$ to \$ to	
\square Fine is waived or is below the gu	ideline range, because of the defendant's inability to pay.
Restitution: \$	
☐ Full restitution is not ordered for	the following reason(s):
The sentence is within the guideline range reason to depart from the sentence called	, that range does not exceed 24 months, and the court finds no for by application of the guidelines.
	OR
☐ The sentence is within the guideline range for the following reason(s):	, that range exceeds 24 months, and the sentence is imposed
	OR
The sentence departs from the guideline rang	е
\square upon motion of the government, as a re	sult of defendant's substantial assistance.
☐ for the following reason(s):	

AQ 245 S (Rev. 4/90) Sheet 7 - Statement of Reason

DATE 5/18/93

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,	
Plaintiff,))) No. 92-CR-137-B
v.	
JOSEPH ROBERT WARE a/k/a BILL HINES a/k/a JOE WARREN a/k/a RON FOSTER a/k/a WILLIAM THEODORE HINS,	
Defendant.	ý

MOTION AND ORDER OF DISMISSAL OF INDICTMENT

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of the Court endorsed hereon, the United States Attorney for the Northern District of Oklahoma, hereby moves to dismiss with prejudice the Indictment against Joseph Robert Ware, defendant, for the following reasons:

- 1. When the matters reflected in the Indictment in the above-referenced matter were presented to the Grand Jury, counsel for the government was unaware that charges regarding the events reflected in that Indictment were filed in State District Court, Tulsa County, Oklahoma.
- 2. After the matters were presented to the Grand Jury and after the defendant had filed his Motion to Dismiss, counsel for the government learned that defendant had pled guilty and had been sentenced by Tulsa County (Case No. CRF 92-3721) regarding the crime alleged in the above-referenced Indictment.
- 3. The government contends that pursuit of prosecution on the Indictment would not violate the defendant's right to due

process [see <u>United States v. Gourley</u>, 835 F.2d 249 (10th Cir. 1987), <u>cert. denied</u>, 986 U.S. 1010, 108 S. Ct. 1741 (1988); and <u>United States v. Raymer</u>, 941 F.2d 1031 (10th Cir. 1991)]; however, since defendant previously has entered a plea of guilty in State Court to conduct which was substantially the same as that stated in the Indictment, for purposes of this case only, the government takes the position that the Indictment should be dismissed in the interest of justice.

- 4. Counsel for the government contends defendant's Motion to Dismiss on the basis of violation of his speedy trial rights is rendered moot by way of the government's Motion to Dismiss. Therefore, the government is not confessing the defendant's Motion to Dismiss on the basis of a violation of his speedy trial rights.
- 5. Defendant filed his Motion to Dismiss pro se. The government has not personally contacted the defendant but will send him a copy of its Motion to Dismiss.

WHEREFORE, the plaintiff respectfully requests the Indictment be dismissed with prejudice against Joseph Robert Ware, defendant.

Respectfully submitted,

F. L. DUNN, III
United States Attorney

Lucy C. Creekmore

LUCY O. CREEKMORE, OBA #2010 Assistant United States Attorney 3900 U. S. Courthouse 333 West 4th Street Tulsa, OK 74103 (918) 581-7463 Leave of Court is granted for the filing of the foregoing Motion to Dismiss and the Court hereby orders dismissal with prejudice of the Indictment against Joseph Robert Ware.

UNITED STATES DISTRICT JUDGE
CERTIFICATE OF SERVICE

Lucy O. Creekmore

I hereby certify that on this ______ day of May, 1993, a true and correct copy of the foregoing document, with proper postage thereon fully prepaid, was mailed to:

Joseph Robert Ware, #189587 Box 260 Lexington, OK 73051

Loc:1jw

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA Richard M. Lawrence, Ch.
NORTHERN DISTRICT COURT

UNITED STATES OF AMERICA)
Plaintiff,	
vs.) Docket No. 90-CR-061-001-B
ANGELA JUNE ROSS,	\
Defendant	;

JUDGMENT AND COMMITMENT ORDER ON REVOCATION OF PROBATION

Now on this 7th day of May, 1993, this cause comes on for sentencing after a previous finding that the defendant violated conditions of probation as set out in the Petition on Probation filed on March 17, 1993. The defendant is present in person and with her attorney, Assistant United States Public Defender Craig Bryant. The Government is represented by Assistant United States Attorney Gordon B. Cecil, and the United States Probation Office is represented by Tony Budzinsky.

The defendant was heretofore, on June 5, 1990, convicted on her plea of guilty to Count One of a ten-count Indictment which charged Bank Fraud, in violation of 18 U.S.C. § 1344. subsequently sentenced on August 1, 1990, to a three year period of probation with conditions that she serve the first five months at the Salvation Army Community Treatment Center, pay \$5,802.90 in restitution, and participate in drug treatment and a mental health program as directed by the U.S. Probation Office. The standard conditions of probation recommended by the Sentencing Commission were also imposed.

On April 8, 1993, a revocation hearing was held regarding the allegations noted in the Petition on Probation and Supervised Release, said allegations being that the defendant has failed to make restitution at the rate determined by the United States Probation Office; that she has made false reports to the United States Probation Office regarding payment of restitution; that she has engaged in the possession and use of narcotics and other controlled substances on nine (9) occasions; and that she failed to report for urinalysis on not less than seven (7) occasions. Ross stipulated to all violations at the hearing, and a sentencing hearing was set for May 7, 1993.

As a result of the sentencing hearing, the Court finds that the violations occurred after November 1, 1987, and that Chapter Seven of the U.S. Sentencing Commission Guidelines is applicable. Further, the Court finds that the violations of probation constitute Grade C violations in accordance with § 7B1.1(a)(3), and that the defendant's original Criminal History Category of I is now applicable for determining the imprisonment range. In addition, the Court finds that a Grade C violation and a Criminal History Category of I establish a revocation imprisonment range of 3-9 months, in accordance with § 7B1.4(a) and 18 U.S.C. § 3565(a). In consideration of these findings and pursuant to U.S. V. Lee, 957 F.2d 770 (Tenth circuit, 1992), in which the Circuit determined that the policy statements in Chapter Seven were not mandatory, but must be considered by the Court, the following sentence is ordered:

It is adjudged by the Court that the defendant shall be sentenced to serve eight (8) months in the custody of the Bureau of Prisons.

The defendant is remanded to the custody of the United States Marshal.

S/ THOMAS R. BRETT

Thomas R. Brett United States District Judge

Approxed as to form:

Gordon B. Cecil

Assistant United Stated Attorney

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Program The Transfer State of the State

ENTERED ON DOCKET DATE: 5/18/93 1

> Richard M. Lawrence, Clerk U. S. DISTRICT COURT NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)
Plaintiff,) 93-cr-67-C
v.	No. 93-CR-57-0-6
HENRY EUGENE BOYLES, JR.,	FILED
Defendant.) MAY 1 7 1993

MOTION AND ORDER OF DISMISSAL

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, and by leave of court endorsed hereon, the United States Attorney for the Northern District of Oklahoma hereby moves to dismiss the Indictment filed May 6, 1993, against Henry Eugene Boyles, Jr., defendant.

F.L. DUNN, III United States Attorney

Assistant United States Attorney

Leave of court is granted for the filing of the foregoing motion to dismiss and the Court hereby orders dismissal of the requested Indictment.

TSigned) H. Dale Cook

H. DALE COOK United States District Judge

Date: 5/17/93

SW:ssg

Brown Clark

by BM Wellings

U	Anited Stat	es D istric		LILE
_	NORTHERN	District ofOKL	анома	7 <i>8</i> V
UNITED STA	ATES OF AMERICA V.	JUDGME (For Offenses Co	Ficher Charles And IN A CRIMINA mmitted On or Arternal 92-CR-116-001	4 8 1993 L' CASE Vember 101987)
JERAL	DINE HARRIS	Case Number:	92-CR-116-001	-E OKLAHOMA
(Name	e of Defendant)	Randal	Morley	
THE DEFENDANT:			Defendant's Attorney	
pleaded guilty to coun was found guilty on co plea of not guilty.	t(g) <u>Two of the In</u> punt(s)	dictment		after a
	endant is adjudged guilty	of such count(s), which	n involve the following	offenses:
Title & Section	Nature of Offense		Date Offense Concluded	Count Number(s)
	raudulently Recei enefits	ving Social Sec	urity 9-1-89	Two
imposed pursuant to the The defendant has be and is discharged as t Count(s) One, thr It is ordered that the d	tenced as provided in page Sentencing Reform Act of en found not guilty on color such count(s). See & four of the efendant shall pay a specific them.	f 1984. unt(s) Indictment (底)(are) dismissional assessment of \$	sed on the motion of th	ne United States
30 days of any change of	DERED that the defendar name, residence, or mai this judgment are fully p	ling address until all fir		
Defendant's Soc. Sec. No.:	440-32-9319			
Defendant's Date of Birth: _	6-3-34		May 7, 1993	
Defendant's Mailing Addres	s:	X	ate of Imposition of Sent	ence Ole e ma
2618 Pine Park Orange, Texas 7	7632	The Ho	Senature of Judicial Official	cer C. Ellison
Defendant's Residence Add		elrene) the teregoin g	E U.S. District ame & Title of Judicial O	Judge fficer
Same	Is a true carry of the originating this Court.	Silver, Clerk	3 / /3 / 93 Date	<u> </u>
	Rv A 7	1 le Claringh	ENTERED ON DO)^
Sw	M) patentina	Deputy	DATE 5/10/0	

Defendant:

Jeraldine Harris

2 Judgment—Page _ __ of _

Case Number:

92-CR-116-001

PROBATION

The defendant is hereby placed on probation for a term of ____ three years

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

- The defendant shall serve the first ten months of supervision on home 1. confinement with electronic monitoring at the discretion of the U.S. Probation Office
- The defendant shall pay restitution as noted on Page 3. 2.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to random urinalysis as directed by the U.S. Probation Office.

	ine Harris 116-001 RESTITUTION AND FOR	Judgment—Page _3 of _4
	- AND TOTAL	MELIONE
▼ The defendant shall m	RESTITUTION	es in the following amounts:
Name of Payee	nake restitution to the following persor	Amount of Restitution
name or rayes		Ailloant of Frestitation
Department of		\$1,800.00
•	e to be made to: ttorney for transfer to the payee(s).	
the payee(s).		
Restitution shall be paid:		
in full immediately.		•
☐ in full not later than☐ in equal monthly instablethis judgment. Substable		nonths. The first payment is due on the date o ereafter.
	rding to the following schedule of pay irected by the U.S. Probat	
		•
		·
•		
Any payment shall be divi	ded proportionately among the payee	es named unless otherwise specified here.
	FORFEITURE	
☐ The defendant is ord	dered to forfeit the following property t	to the United States:
*		
	·	

AO 245 S (Rev. 4/90) S	Sheet 7 - Statement of Reas	
Defendant: Case Number:	Jeraldine Harris 92-CR-116-001	Judgment-Page4 of4
	STATEMENT (F REASONS
The court a	dopts the factual findings and guideline a	application in the presentence report.
	OF	₹
☐ The court ac (see attachr	dopts the factual findings and guideline a nent, if necessary):	application in the presentence report except
Guideline Ran	ge Determined by the Court:	
Total Offens	e Level: 12	
Criminal His	tory Category: I	
Imprisonmer	nt Range: 10 to 16 months	
Supervised I	Release Range: 2 to 3 years	•
Fine Range:	\$3,000 to \$ 30,000	
🗷 Fir	ne is waived or is below the guideline ran	ge, because of the defendant's inability to pay.
Restitution:	\$110,577	
🔀 Fu	Ill restitution is not ordered for the following	ng reason(s):
	Defendant does not have	the ability to make complete restitution
☐ The sentenc reason to de	e is within the guideline range, that range part from the sentence called for by app	e does not exceed 24 months, and the court finds no lication of the guidelines.
•	OF	l
The sentenc for the follow	e is within the guideline range, that rangwing reason(s):	e exceeds 24 months, and the sentence is imposed
	OF	t
The sentence d	eparts from the guideline range	
☐ upon mot	ion of the government, as a result of defe	endant's substantial assistance.
Defenda interes	lowing reason(s): ant's health problems combine sts of the government or the all be substituted for custo	

ENTERED ON DO.

UNITED STATES D NORTHERN DIS	DISTRICT COURT FOR THE STRICT OF OKLAHOMA FILED MAY 1 4 1993
UNITED STATES OF AMERICA, Plaintiff,	D. S. DISTRICT CO. Clerk MORTHERN DISTRICT CO. Clerk
♥.) No. 90-CR-61-B
ANGELA JUNE ROSS,)
Defendant.)

ORDER NUNC PRO TUNC REVOKING TERM OF PROBATION

On April 8, 1993, this Court entered an Order Revoking Term of Supervised Release, filed in this cause April 13, 1993. Since the entry and filing of the prior order, it has been brought to the Court's attention that defendant, Angela June Ross, was serving a term of probation, instead of a term of supervised release. Accordingly, this Court's order entered April 8, 1993, and filed April 13, 1993, in this cause should be and the same is hereby amended as follows:

Now on this 8th day of April 1993, this cause comes on for hearing on the Petition on Probation and Supervised Release filed herein March 17, 1993, by United States Probation Officer Tony Budzinski, seeking to revoke the term of probation imposed by this Court August 1, 1990, upon the defendant Angela June Ross.

Defendant is present in person and by her counsel, Assistant United States Public Defender Craig Bryant, and the plaintiff is represented by Assistant United States Attorney Gordon B. Cecil.

By BN Cock Deputy

Defendant was sentenced August 1, 1990, to a three year term of probation subject to compliance with general and specific terms and conditions adopted by the Court, including the conditions that defendant pay restitution in the amount of \$5,802.90 to victims at a rate to be determined by the United States Probation Office; appear for interviews and report for drug testing as directed by the United States Probation Office; submit truthful and complete written reports to the United States Probation Office; and avoid the purchase and possession of any narcotic or other controlled substance.

The Court finds, pursuant to a stipulation by the parties, that defendant:

- a) has failed to make restitution at the rate determined by the United

 States Probation Office;
- b) has made false reports to the United States Probation Office regarding payment of restitution;
- c) has engaged in the possession and use of narcotics and other controlled substances on nine (9) occasions; and
- d) has failed to report for urinalysis or to the United States Probation

 Office on not less than seven (7) occasions.

For the violations appearing in evidence at this hearing, and consideration of the factors set forth in Title 18, United States Code, Section 3553(a), the Court finds that the term of defendant's probation should be revoked, pursuant to Title 18, United States Code, Section 3565(a)(2).

IT IS THEREFORE ORDERED that the three year term of probation imposed by this Court upon the defendant August 1, 1990, should be and the same is hereby revoked. It is further ordered that the United States Probation Office prepare and submit to this

Court a sentencing memorandum prior to May 7, 1993. Sentencing in this cause is set

at 3:30 p.m. on May 7, 1993.

Pending preparation of a sentencing memorandum, the defendant shall be detained

by the United States Marshal Service until further order of this Court.

IT IS FURTHER ORDERED that the Clerk of this Court deliver a certified copy

of this order to the United States Marshal for this district to serve as his authority to

detain the defendant, Angela June Ross.

S/ THOMAS R. BRETT

THOMAS R. BRETT United States District Judge

3

United States District Court

	NO	RTHEPN	_ District of	OKLA	HOMA		
UNITE	STATES OF V.	AMERICA	2nd Resen	DGMEN	on Remand fr NT IN A CRIM mitted On or Aft	INAL CA	SE
Rus	sell Kevin	Voss	Case Nur	mber:	89-CR-087-001	-Е	
(Name of Defend	ant)			Rob Nigh		
THE DEFENDANT:					Defendant's Attorn	ey	
☐ pleaded guilty to ☑ was found guilty plea of not guilty.	count(s) on count(s) _0:	ne of the I	ndictment				after a
Accordingly, the	defendant is	adjudged guil	ty of such count(s), which	involve the follov	ving offens	es:
Title & Section	Nature of C	Offense			Date Offens Concluded		Count umber(\$)
21:846 841(d)(1)	-	-	ss Listed Chem facture Metham		06-30-89 ne		One
					\mathbf{F}	IL	EI
						MAY 17	199 3
The defendant is imposed pursuant to \(\overline{\mathbb{X}} \) The defendant ha and is discharged \(\overline{\mathbb{C}} \) Count(s) \(\overline{\mathbb{L}} \) It is ordered that it	the Sentencir is been found I as to such co	ng Reform Act not guilty on count(s).	count(s) <u>Two a</u> (is)(are)	nd Thre	of this judgment. e of the Indi ed on the motion	ctment of the Unit	of OKIAHOMA nce is ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
One of the Ind	ictment	,1		e ™ imm	ediately 🗌 as	follows:	, ,
30 days of any changassessments impose	ge of name, re ed by this judg	sidence, or m ment are fully	iailing address un				
Defendant's Soc. Sec.	No.:549-3	7–1461					
Defendant's Date of Bi	rth: <u>12-30</u>	-58		D-4	May 7, 19		
Defendant's Mailing Ad	ldress:			Dai	te of Imposition of	Sentence	S
FCI La Tuna				// s	ignature of Judicia norable James	al Officer	n
P. O. Box 1000			Cartal Marina 1		norable James f U.S.Distr		
Anthony, TX 88		United States Di Northern District	of Oklahoma)		me & Title of Judio		
Defendant's Residence		I hereby certify 1s a true copy of	y that the fore going the original on file		5/17/9	93	
Riverside, CA		In this Court.	lack C. Silver, Clerk	1	Date ENTER	ED ON D	OCKET
		Ву.	Deputy	zi-		~ / · . / ·	

Defendant:	Russell Kevin Voss			Judgment-	-Page	2	of _	4
Case Number:	· ·	IMDDIC	ONMENT	0.003,	3			
	dant is hereby committed to t Sixty-eight months	he custody o	the United Sta	tes Bureau of	Prisons	to be ii	mprise	oned fo
	•							
☐ The court n	nakes the following recomme	endations to	the Bureau of P	risons:				
X The defendant	is remanded to the custody of the	United States r	narshal.					
The defendant	shall surrender to the United State a.m.	s marshal for th	nis district,					
☐ at ☐ as notif	p.m. on fied by the United States marshal.							
The defendant	shall surrender for service of sente 2 p.m. on	ence at the insti	tution designated b	by the Bureau of	Prisons,			
as notif	fied by the United States marshal. fied by the probation office.							
	,	DET	T LON					
			URN					
I have exe	cuted this judgment as follow							
						 	··	
Defendant	delivered on	to						a
Deterioani								
				, with a cert	tified co	by of the	nis jud	igment
			;					
				United Sta	tes Marsh	al		
			By					
			<u></u>	Deputy	Marshal			

Defendant:

Russell Kevin Voss

Judgment—Page ___3__ of __4__

Case Number: 89-CR-087-001-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of The	ree Years
While on supervised release, the defendant shall not commit another federal, state, or local crime ar illegally possess a controlled substance. The defendant shall comply with the standard conditions that adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a c supervised release that the defendant pay any such restitution that remains unpaid at the commencer term of supervised release. The defendant shall comply with the following additional conditions:	have been ondition of
The defendant shall report in person to the probation office in the district to which the defendant is within 72 hours of release from the custody of the Bureau of Prisons.	s released
\Box The defendant shall pay any fines that remain unpaid at the commencement of the term of supervise	d release.
The defendant shall not possess a firearm or destructive device.	

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification
- the defendant shall submit to urinalysis testing as directed by the U.S. Probation Office.

AO 245 S (Rev. 4/90) Sheet 7 - Statement of Reasons	
Defendant: Russell Kevin Voss Case Number: 89-CR-087-001-E	Judgment-Page 4 of 4
STATEMENT	OF REASONS
☐ The court adopts the factual findings and guideline	application in the presentence report.
	DR
The court adopts the factual findings and guideline (see attachment, if necessary):	application in the presentence report except
Guideline Range Determined by the Court: Total Offense Level:	No findings were entered as to the guidelines in this case as it was determined by the 10th Circuit Court of Appeals that there was no sufficiently analagous guideline for this offense. The defendant was sentenced according to the requirements of 18:3553.
Criminal History Category:	
Imprisonment Range: to months	
Supervised Release Range: to years	
Fine Range: \$ to \$	
☐ Fine is waived or is below the guideline r	ange, because of the defendant's inability to pay.
Restitution: \$	
☐ Full restitution is not ordered for the follow	wing reason(s):
☐ The sentence is within the guideline range, that ran reason to depart from the sentence called for by a	nge does not exceed 24 months, and the court finds no pplication of the guidelines.
	OR .
☐ The sentence is within the guideline range, that ran for the following reason(s):	nge exceeds 24 months, and the sentence is imposed
	3 D
The sentence departs from the guideline range	OR
☐ upon motion of the government, as a result of d	lefendant's substantial assistance
for the following reason(s):	เอเอเเนสแนว วนมวเสเแสเ สรรเรไสแปะ.

EMISTED OR OLUMP DATE 5-11-93

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED	STATES	OF	AMERICA	,))							
		Pl	aintiff.	,)								
v.)) 	No.	92-CR-	131-E				
RONALD	LUTKE I	PARK	ŒR,)) 			F	I	L	P	Y
		De	fendant	. }	<u> </u>							

MAY 1 1 1993 Pichard M. Lawrence Clerk U.S. Die 1907 COURT NORTHERN DISTRIC OF DKUHOMA

ORDER

Now on this _____ day of May, 1993 this cause comes on to be heard in the matter of the plaintiff's motion to dismiss, without prejudice, Count Two the Indictment in the above styled The Court finds that said motion ought to be granted and the Indictment is dismissed without prejudice.

IT IS SO ORDERED.

ST JAMES O. ELLISON

JAMES O. ELLISON, Chief United States District Judge

> P. Fod String Bistrict Built) 55 Grand Bibbliot of Challenge 1 and the same the same of the same and the second of the second of the t Jagat. Joek C. Silver, Clerk S BMUllery

DATE 5-10-93

United States District Court

NORTH	District of OKI	LAHOMA
		MENDED
UNITED STATES OF AM	MERICA JUDGME	ENT IN A CRIMINAL CASE
V.		mmitted On or After November 1, 1987)
Melvin Leon Reynolds	s Case Number:	91-CR-050-003-C
(Name of Defendant)		
(Name of Defendant)	<u> </u>	Martin Hart Defendant's Attorney
THE DEFENDANT:		Delendant's Attorney
 pleaded guilty to count(s) was found guilty on count(s) plea of not guilty. 	wo of the Indictment	after a
	judged guilty of such count(s), which	h involve the following offenses:
Title & Section Nature of Offer		Date Offense Count Concluded Number(s)
		
1:846, 841(a)(1), Conspiracy and 841(b)(1)(B) Distribute		d August 1989 Two
viii)	э ме спатристатие	FILED
		1.67 1 0 1993
		Richard M. Lawrence, Clerk U. S. DISTRICT COURT ROWHERN DISTRICT OF OKLAHOMA
The defendant is sentenced as primposed pursuant to the Sentencing	rovided in pages 2 through <u>4</u> Reform Act of 1984.	
 ☐ The defendant has been found no and is discharged as to such coun ☐ Count(s) ☑ It is ordered that the defendant sharwo of the Indictment 	t guilty on count(s) it(s). (is)(are) dismis all pay a special assessment of \$ _5 , which shall be due 🔼 im	sed on the motion of the United States. 50 (if not previously, for count(s) mediately as follows:
IT IS FURTHER ORDERED that 30 days of any change of name, resic assessments imposed by this judgme	dence, or mailing address until all fir	ed States attorney for this district within nes, restitution, costs, and special
Defendant's Soc. Sec. No.: 445-44-	7486	
Defendant's Date of Birth: March 15,	1946	April 28, 1993
Defendant's Mailing Address:		Acte of Imposition of Sentence
-		alelook)
sureau of Prisons,		Signature of Judicial Officer
ort Worth FCI, Fort Worth, TX	Hairing H. Dale Co	ook, U. S. District Judge
Defendant's Residence Address:	Northern District of Oklahoma) SS N	ame & Title of Judicial Officer
Same	t hereby certify that the foregoing	
	is a true copy of the ariginal on file	Date
	Richard M. Lawrence, Clerk	

1	heet 2 - Imprisonment				
100	∡vin Leon Reynolds				
2	91-CR - 050-003-C				

	Judgment-Page	2	of	4
--	---------------	---	----	---

Deputy Marshal

IMPRISONMENT

to the distance of the committeed to the custody of the United States Burgary of Prisons to be imprisoned for
defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned to
☐ The court makes the following recommendations to the Bureau of Prisons:
The court makes the following recommendations to the Bareas of Chesis.
☑ The defendant is remanded to the custody of the United States marshal.
The defendant shall surrender to the United States marshal for this district, a.m.
□ atp.m. on
 □ as notified by the United States marshal. □ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons,
☐ before 2 p.m. on ☐ as notified by the United States marshal.
as notified by the probation office.
RETURN
to the transfer of the second of the second
I have executed this judgment as follows:
Defendant delivered ontoto
with a certified copy of this judgmer,
United States Marshal

Defendant: Melvin Leon Reynolds
Case Number: 91-CR-050-003-0C

Judgment—Page 3 of 4

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of
5 years

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) the defendant shall submit to urinalysis testing at the direction of the U.S. Probation Office.

AO 245 5 (Rev. 4/90) Sheet 7 - Statement of Reason	, o.
Defendant: Melvin Leon Reynolds Case Number: 91-cR-050-003-C	Judgment-Page 4 of 4
STATE	EMENT OF REASONS
▼ The court adopts the factual findings and gu	uideline application in the presentence report.
	OR
☐ The court adopts the factual findings and gu (see attachment, if necessary):	uideline application in the presentence report except
Guideline Range Determined by the Court:	
Total Offense Level: 26	
Criminal History Category:	
Imprisonment Range: 63 to 78 mo	onths
Supervised Release Range: 4_ to _5_ y	ears
Fine Range: \$ _12,500 to \$2,000,000	0
Fine is waived or is below the guid	deline range, because of the defendant's inability to pay.
Restitution: \$N/A	
☐ Full restitution is not ordered for the	he following reason(s):
The sentence is within the guideline range, reason to depart from the sentence called for	that range does not exceed 24 months, and the court finds no or by application of the guidelines.
	OR
☐ The sentence is within the guideline range, for the following reason(s):	that range exceeds 24 months, and the sentence is imposed
	OR
The sentence departs from the guideline range)
upon motion of the government, as a res	sult of defendant's substantial assistance.
☐ for the following reason(s):	

VAY 4 1993

IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT COURT OF OKLAHOMA

Gichard M. Lawrence, Court Clei U.S. DISTRICT COURT

UNITED STATES OF AMERICA	}
Plaintiff,	,
vs.) Docket No. 89 CR 053-001-B
RODNEY ARMSTRONG	(
Defendant.	;

JUDGMENT AND COMMITMENT ORDER ON REVOCATION OF SUPERVISED RELEASE

Now on this 23rd day of April, 1993, this cause comes on for sentencing after a previous finding that the defendant violated conditions of supervised release as set out in the Petition on Supervised Release filed on November 2, 1992. The defendant is present in person and with his attorney, Richard Amatucci. The Government is represented by Assistant United States Attorney James L. Swartz, and the United States Probation Office is represented by Garold A. Shidell.

The defendant was heretofore convicted on his plea of guilty to Counts One and Two of a four-count Indictment which charged False Statement to Purchase a Firearm and Receiving Firearms Unlawfully, in violation of 18, United States Code, §§ 922(a)(6) and 922(n), respectively. He was subsequently sentenced on January 23, 1990, to a four (4) month custody term with three (3) years supervised release. The standard conditions of supervised release recommended by the Sentencing Commission were also imposed, as was a special condition requiring participation in a program approved by the probation office of urinalysis and treatment of narcotic addiction or drug dependency.

On April 1, 1993, a revocation hearing was held regarding the allegations noted in the Petition on Supervised Release, said allegations being that the defendant submitted urine specimens on May 11, 1992, September 13, 1992, October 5, 1992, and October 25, 1992, which tested positive for cocaine. Additionally, on October 17, 1992, and on November 28, 1992, the defendant had been ordered by officials of the Freedom House to report to that institution for submission of additional urinalysis testing, and that he failed to report. Armstrong stipulated to all violations at the revocation hearing, and a sentencing hearing was set for April 23, 1993.

As a result of the sentencing hearing, the Court finds that the violations occurred after November 1, 1987, and that Chapter Seven of the U. S. Sentencing Commission Guidelines is applicable. Further, the Court finds that the violations of supervised release constitute Grade C violations in accordance with U.S.S.G. § 7B1.1(a)(3)(B), and that the defendant's original Criminal History Category of I is now applicable for determining the imprisonment The Court finds that the defendant did not possess controlled substances as defined in 18 U.S.C. § 3583(g). addition, the Court finds that a Grade C violation and a Criminal History Category of I establish a revocation imprisonment range of 3-9 months, in accordance with U.S.S.G. § 7B1.4(a) and Title 18, United States Code, Section 3583(e). In consideration of these findings and pursuant to U.S.V. Lee, 957 F.2d 770 (Tenth Circuit, 1992), in which the Circuit determined that the policy statements in Chapter Seven were not mandatory, but must be considered by the Court, the following is ordered:

Sentencing in this matter is deferred until August 20, 1993. The terms and conditions of supervised release shall be modified and the defendant is ordered placed at Freedom House for a term of 120 days with no leave or passes. Both standard and special conditions of supervised release as previously imposed shall remain, and in addition, the defendant shall participate in and successfully complete the substance abuse program provided by Freedom House. Further, the defendant is advised that any further violations of supervised release, to include evidence of controlled substance use, will result in immediate revocation.

It is further adjudged that in accordance with the evidentiary hearing of May 4, 1993, that since the defendant absconded from supervision and made himself unavailable for supervision and appearance before this court for said violations from November 6, 1992, until his arrest on March 4, 1993, that his term of supervised release be tolled for said period totalling 118 days, for an expiration date for the term of supervised release of September 18, 1993.

The defendant is remanded to the custody of the United States
Marshal until such time that the U. S. Probation Office can arrange
his placement and transportation to Freedom House.

5-4-93

Thomas R. Brett

United States District Judge

United States District County's District County Northern district of oklahoma

	TATES OF AMERICA V.	JUDGI (For Offenses	SD (Spelli MENT IN A C Committed On C	RIMINAL or After Nov	CASE/ rember it, 1987)
ALAN I	HUDGINS	Case Number	92-CR-	155-001-	-C
(Na	me of Defendant)		Stephen B. Defendant's		
THE DEFENDANT:					
 pleaded guilty to con was found guilty on plea of not guilty. 	unt(s) <u>One of the</u> count(s)	Information			after a
Accordingly, the de	efendant is adjudged guilt	y of such count(s), wh	nich involve the	following of	ffenses:
Fitle & Section	Nature of Offense			Offense cluded	Count Number(s)
18:1014 F	alse Statements o	n Loan Document	:s 12	91	1
				. .	
mposed pursuant to th The defendant has I and is discharged as Count(s) It is ordered that the One of the IT IS FURTHER O	entenced as provided in pose Sentencing Reform Act been found not guilty on a sto such count(s). I defendant shall pay a sparended Information, we RDERED that the defended	of 1984. ount(s) (is)(are) disrecial assessment of symbols of the first of the first of the first of the Urant shall notify the Ur	nissed on the m 550 immediately [action of the as follow	e United States, for count(section) sections:
mposed pursuant to th The defendant has I and is discharged as Count(s) It is ordered that the One of the IT IS FURTHER O days of any change	be Sentencing Reform Act been found not guilty on c s to such count(s). defendant shall pay a sp Amended Information, v	of 1984. ount(s) (is)(are) disrecial assessment of stands of the control	nissed on the m 550 immediately [action of the as follow	e United States, for count(sees:
nposed pursuant to th The defendant has I and is discharged a Count(s) It is ordered that the One of the IT IS FURTHER O 0 days of any change ssessments imposed	been found not guilty on c s to such count(s). e defendant shall pay a sp Amended Information, v PRDERED that the defend of name, residence, or m	of 1984. ount(s) (is)(are) disrecial assessment of stands of the control	nissed on the m 550 immediately [action of the as follow	e United States, for count(sees:
nposed pursuant to the land is discharged as Count(s)	been found not guilty on cost to such count(s). defendant shall pay a spamended Information, work of name, residence, or moby this judgment are fully	of 1984. ount(s) (is)(are) disrecial assessment of stands of the control	nissed on the m 550 immediately [nited States atto	as follow as follow orney for this on, costs, ar	e United States, for count(sets) s district within and special
nposed pursuant to the land is discharged as land is discharged as land is ordered that the land of th	been found not guilty on cost to such count(s). defendant shall pay a spamended Information, we also be the such count of the such count	of 1984. ount(s) (is)(are) disrecial assessment of stands of the control	nissed on the m 550 immediately [nited States atto	as follow as follow orney for this on, costs, ar	e United States, for count(sets: s district within and special
nposed pursuant to the land is discharged as land is discharged as land is ordered that the land of th	been found not guilty on cost to such count(s). defendant shall pay a spamended Information, we also be the such count of the such count	of 1984. ount(s) (is)(are) disrecial assessment of stands of the control	nissed on the m 550 immediately [nited States atto	as follow orney for this on, costs, ar 1-26-93 ion of Sente	e United States, for count(sets: s district within and special
nposed pursuant to the The defendant has I and is discharged as Count(s)	been found not guilty on cost to such count(s). defendant shall pay a spamended Information, work the defendence of name, residence, or moby this judgment are fully 11-1-60 ess:	of 1984. ount(s) (is)(are) disrectial assessment of synich shall be due and shall notify the Urailing address until al paid. The court S The	nissed on the magnetic property of the magneti	as followeriney for this in, costs, and in a second	e United States, for count(x rs: s district within nd special
The defendant has I and is discharged as Count(s) It is ordered that the One of the IT IS FURTHER Of days of any change assessments imposed Defendant's Soc. Sec. No Defendant's Mailing Address 4, Box 545 Bristow, OK 74 Defendant's Residence A	been found not guilty on cost to such count(s). defendant shall pay a spamended Information, work that the defend of name, residence, or moby this judgment are fully 11-1-60 ess: 010 light School and contains	of 1984. ount(s) (is)(are) disrectial assessment of synich shall be due and shall notify the Urailing address until all paid. The court Cou	nissed on the m 550 immediately [nited States atto I fines, restitution Date of Imposit	as followeriney for this on, costs, and the second	e United States, for count(s rs: s district within and special nce er e Cook
The defendant has I and is discharged as Count(s) It is ordered that the One of the IT IS FURTHER Of days of any change assessments imposed Defendant's Date of Birth Defendant's Mailing Address 4, Box 545 Bristow, OK 74	been found not guilty on cost to such count(s). defendant shall pay a spamended Information, work that the defend of name, residence, or moby this judgment are fully 11-1-60 ess: 010 light School and contains	of 1984. ount(s)	nissed on the m 550 immediately [nited States atto I fines, restitution Signature of the Honorable Name & Title of	as followeriney for this on, costs, and the second	e United States, for count(s rs: s district within and special nce er e Cook

Defendant: Alan Hudgins

Case Number: 92-CR-155-001-C

Judgment-Page 2 of 4

PROBATION

The defendant is hereby placed on probation for a term offive_yea

While on probation, the defendant shall not commit another Federal, state, or local crime, shall not illegally possess a controlled substance, and shall not possess a firearm or destructive device. The defendant also shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

As a condition of probation, the subject shall serve a period of six months on home detention to include electronic monitoring at the discretion of the U.S. Probation Office. Electronic monitoring shall commence within 72 hours of this imposition of sentence and the defendant shall pay \$2 per day to help defer the costs of electronic monitoring.

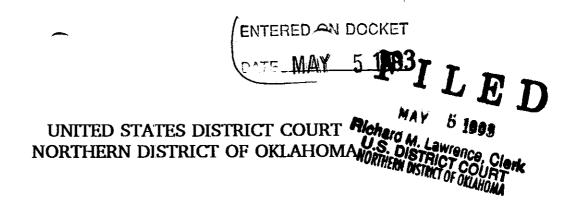
STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
 - 14) the defendant shall submit to random urinalysis at the discretion of the U.S. Probation Office.

· ``	~
AO 245 ú (Rev. 4/90) Sheet 6 - Restitution and Forf	
Defendant: Alan Hudgins Case Number: 92-CR-155-001-C	Judgment—Page3 of4
	TION AND FORFEITURE
	PESTITITION
	RESTITUTION
The defendant shall make restitution to the f	-
Name of Payee	Amount of Restitution
American National Bank 111 West 7th Street Bristow, Oklahoma 74010	\$72,000
Payments of restitution are to be made to: the United States Attorney for transfer to to the payee(s).	the payee(s).
Restitution shall be paid:	
in full immediately. ☐ in full not later than	
in equal monthly installments over a perio this judgment. Subsequent payments are	od of months. The first payment is due on the date of due monthly thereafter.
in installments according to the following	schedule of payments:
Any money not paid immediately shall be	paid during the term of probation.
Any payment shall be divided proportionately ar	mong the payees named unless otherwise specified here.
	FORFEITURE
☐ The defendant is ordered to forfeit the folk	

Defendant: Case Number:	Alan Hudgins 92-CR-155-001-C	Judgment—Page <u>4</u> of <u>4</u>
	STATEME	NT OF REASONS
x The court a	dopts the factual findings and guidel	ine application in the presentence report.
		OR
	idopts the factual findings and guidel ment, if necessary):	ine application in the presentence report except
Guideline Rai	nge Determined by the Court:	
Total Offens	se Level:10	
Criminal Hi	story Category:I	
Imprisonme	ent Range: 6 to 12 months	
Supervised	Release Range: _2_ to _3_ years	
Fine Range	e: \$ _2,000 to \$ 1,000,000	
∑ F	ine is waived or is below the guidelin	e range, because of the defendant's inability to pay.
Restitution	: \$	
□ F	full restitution is not ordered for the fo	ollowing reason(s):
	ice is within the guideline range, that lepart from the sentence called for by	range does not exceed 24 months, and the court finds no y application of the guidelines.
		OR
☐ The senten for the following	ce is within the guideline range, that owing reason(s):	range exceeds 24 months, and the sentence is imposed
		OR
The sentence	departs from the guideline range	
☐ upon m	otion of the government, as a result of	of defendant's substantial assistance.
☐ for the f	ollowing reason(s):	



UNITED STATES OF AME Pla	RICA,) intiff)		
VS.)))	Docket No.	92-CR-035-002-C
DENISE SHREVE, De)) :fendant)		

JUDGMENT AND COMMITMENT ORDER ON REVOCATION OF PROBATION

Now on this 26th day of April, 1993, this cause comes on for sentencing after a previous finding that the defendant violated conditions of probation as set out in the Petition on Probation filed on March 22, 1993. The defendant is present in person and with her attorney, Ed Morrison. The Government is represented by Assistant United States Attorney James Swartz, and the United States Probation Office is represented by Tony Budzinsky.

The defendant was heretofore, on June 3, 1992, convicted on her plea of guilty to Count One of a two-count Indictment which charged Conspiracy to Distribute Controlled Substance, in violation of Title 21, United States United States Code, § 846. She was subsequently sentenced on July 1992, To hard three I hereby carries that the least on the land of the land on the land of th

is a true copy of the original on file
in this Coupt)
Richard M. Lawrence, Clark
By
Deputy

year period of probation with conditions that she serve the first two months under home detention to include electronic monitoring and submit to random urinalysis and drug treatment as directed by the U.S. Probation Office. The standard conditions of probation recommended by the Sentencing Commission were also imposed.

On April 7, 1993, a revocation hearing was held regarding the allegations noted in the Petition on Probation, said allegations being that the defendant submitted urine specimens on September 9 and September 18, 1992, which tested positive for cocaine; that, after conditions were modified to terminate electronic monitoring and begin drug treatment, she was terminated from the Freedom House in-patient drug treatment program due to her involvement in a serious incident; that, after conditions were again modified to include drug treatment at the Salvation Army Community Corrections Center, she was terminated from that program also due to failure to comply with conditions of the program. Shreve stipulated to all violations at the hearing, and a sentencing hearing was set for April 26, 1993.

As a result of the sentencing hearing, the Court finds that the violations occurred after November 1, 1987, and that Chapter Seven of the U.S. Sentencing Commission Guidelines is applicable. Further, the Court finds that the violations of probation constitute Grade C violations in accordance with

§ 7B1.1(a)(3), and that the defendant's original Criminal History Category of I is now applicable for determining the imprisonment range. In addition, the court finds that a Grade C violation and a Criminal History Category of I establish a revocation imprisonment range of 3-9 months, in accordance with § 7B1.4(a) and Title 18, United States Code, § 3565(a). In consideration of these findings and pursuant to <u>U.S. V. Lee</u>, 957 F.2d 770 (Tenth Circuit, 1992), in which the Circuit determined that the policy statements in Chapter Seven were not mandatory, but must be considered by the Court, the following sentence is ordered:

It is adjudged by the Court that the defendant shall be sentenced to serve six (6) months in the custody of the Bureau of Prisons.

The defendant is remanded to the custody of the United States Marshal.

H. Dale Cook

United States District Judge

Approved as to form:

James Swartz

Assistant United States Attorney

ENTERED ON DOCKET United States District Court

Richard M. Lawrence, Clerk U. S. DISTRICT COURT NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

NORTHERN

V.

JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: 92-CR-097-001-B

District of _

DAVID LEE BAILEY (Name of Defendant) Rabon Martin Defendant's Attorney THE DEFENDANT: pleaded quilty to count(s). after a x was found guilty on count(s) One (1) of the Indictment plea of not guilty. Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses: Date Offense Count Concluded Number(s) Title & Section Nature of Offense One (1) July, 1990 12:1709.2 Equity Skimming

The detendant is sentenced as provided in pa mposed pursuant to the Sentencing Reform Act o	of 1984.
and is discharged as to such count(s).	ount(s) (is)(are) dismissed on the motion of the United States.
It is ordered that the defendant shall pay a spe One (1) of the Indictment, W	cial assessment of \$ _50, for count(s) hich shall be due 🖫 immediately 🗌 as follows:
IT IS FURTHER ORDERED that the defenda 30 days of any change of name, residence, or ma assessments imposed by this judgment are fully p	ant shall notify the United States attorney for this district within illing address until all fines, restitution, costs, and special baid.

Defendant's Soc. Sec. No.: 448-48-0491

Defendant's Date of Birth: 10-04-49

Defendant's Mailing Address:

3328 So. Santa Fe Tulsa, Oklahoma 74107 Signature of Judicial Officer

United States District Court Northern District of Oklahoma) Thomas R. Brett, U.S. District Judge Name & Title of Judicial Officer

Defendant's Residence Address:

Same as above

I hereby certify that the foregoing is a true copy of the original on file In this Court.

Richard M. Dawrence, Clerk

MJ

Defendant: BAILBY, David Lee Case Number: 92-CR-097-001-B IMPRISONMENT The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned to a term of	AO 245 S (Rev. 4/90) Sheet 2 - Imprisonment	
The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned to a term of		Judgment—Page2 of5
The court makes the following recommendations to the Bureau of Prisons: That the defendant be required to pay at least one half of any money earned during incarceration towards restitution through the Inmate Financial Responsibility Program. The defendant is remanded to the custody of the United States marshal. The defendant shall surrender to the United States marshal for this distinct. a.m. a.m. a.m. before 2 p.m. on as notified by the United States marshal. The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons. before 2 p.m. on as notified by the United States marshal. The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons. And upon notification that the judgmenhing participation of the defendant shall email free on the current bond pending determination of his appearance of the prisons of the prisons of an appropriate and upon notification that the judgmenhing participation by the Bureau of Prisons of an appropriate Thank Executed this judgment as follows: Defendant delivered on		
That the defendant be required to pay at least one half of any money earned during incarceration towards restitution through the Inmate Financial Responsibility Program. The defendant is remanded to the custody of the United States marshal. The defendant shall surrender to the United States marshal for this district. a.m. p.m. on as notified by the United States marshal. The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons, before 2 p.m. on as notified by the United States marshal. as notified by the United State	a term of <u>Eighteen (18) months</u>	
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The defendant shall surrender to the United States marshal for this district. a.m. at	earned during incarceration to	
The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons, before 2 p.m. on	The defendant shall surrender to the United State a.m.	es marshal for this district,
as notified by the United States marshal. as notified by the probation office. The defendant shall remain free on the current bond pending determination of his appearant upon notification that the judgment properties and upon notification that the judgment properties and upon notification that the judgment properties are upon of Prisons of an appropriate institution. Thave executed this judgment as follows: Defendant delivered on	☐ The defendant shall surrender for service of sent	
and upon notification that the judgment reputifirmed, shall immediately report to the U.S. Probation Office for designation by the Bureau of Prisons of an appropriate institution as follows: Defendant delivered on	as notified by the United States marshal. as notified by the probation office.	
Defendant delivered on	and upon notification that the U.S. Probation Office for design	judgmenting judgme
, with a certified copy of this judgmen	Thave executed this judgment as follo	
, with a certified copy of this judgmen		
, with a certified copy of this judgmen		
	Defendant delivered on	to a
United States Marshal		, with a certified copy of this judgment
		United States Marshal

Deputy Marshal

AO 245 S (Rev. 4/90) Sheet 3 - Supervised Release	
Defendant: BAILEY, David Lee Case Number: 92-CR-097-001-B	Judgment—Page 3 of 5 SUPERVISED RELEASE
Upon release from imprisonment, th	e defendant shall be on supervised release for a term of
Three (3) years	

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.
- 1) The defendant shall provide the U.S. Probation Officer with access to any requested financial information.
- The defendant shall pay any remaining restitution as directed by the U. S. Probation Officer.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) You shall submit to urinalysis as directed by the U.S. Probation Office.

AO 245 S (Rev. 4/90) Sheet 6 - Restitution and Fo	re
Defendant: BAILEY, David Lee Case Number: 92-CR-097-001-B	Judgment—Page 4 of 5 RESTITUTION AND FORFEITURE
X The defendant shall make restitu	RESTITUTION ution to the following persons in the following amounts:
Name of Payee	Amount of Restitution
	•
Dept. of Housing & Urban De Attn.: Jerry Hyden 1516 So. Boston: Suite 100 Tulsa, Oklahoma 74119	velopment \$5,000
	ada ka
Payments of restitution are to be ma	
Restitution shall be paid:	
in full immediately. in full not later than	over a period of months. The first payment is due on the date of
	lyments are due monthly thereafter.
•	e following schedule of payments:
Any remaining restitut U. S. Probation Office	ion is to be paid as directed by the
Any payment shall be divided propo	rtionately among the payees named unless otherwise specified here.
	FORFEITURE
☐ The defendant is ordered to fo	orfeit the following property to the United States:

Defendant: BAILEY, David Lee Case Number: 92-CR-097-001-B	Judgment-Page 5 of 5
STATEMENT OF	REASONS
☐ The court adopts the factual findings and guideline ap	plication in the presentence report.
OR	
The court adopts the factual findings and guideline ap (see attachment, if necessary):	plication in the presentence report except
1) Court finds that 20 houses, not 21, are i	ncludable under relevant conduct.
2) Court finds that loss is overstated, and	should be instead \$163,475.
Guideline Range Determined by the Court:	
Total Offense Level: 15	
Criminal History Category:I	•
Imprisonment Range: <u>18</u> to <u>24</u> months	
Supervised Release Range: 2 to 3 years	
Fine Range: \$ 4,000 to \$ 40,000	
Fine is waived or is below the guideline rang	ge, because of the defendant's inability to pay.
Restitution: \$ 163,475.	
Full restitution is not ordered for the following	g reason(s):
Inability of the defendant to pay	the full amount.
▼ The sentence is within the guideline range, that range reason to depart from the sentence called for by apple.	
OR	
☐ The sentence is within the guideline range, that range for the following reason(s):	e exceeds 24 months, and the sentence is imposed
OR	
The sentence departs from the guideline range	·
upon motion of the government, as a result of defe	endant's substantial assistance.
for the following reason(s):	

AU 245 S (Rev. 4/90) Sheet 7 - Statement of Reaso

FILED

			110 ~ "	Lavern	•
	United Stat	District of OKL	AHOMA NÜRTHERN ÖL	STRICT CO	Clerk
UNITED :	STATES OF AMERICA V.	JUDGK	MENT IN A CRIMINA Committed On or After No	LUASE	
TOM STA	ANLEY PALUCH	Case Number:	93-CR-023-001-E		
(N	lame of Defendant)	David 1	Booth Defendant's Attorney		
THE DEEDNIDANT.			Defendant's Attorney		
THE DEFENDANT: ☑ pleaded guilty to co ☐ was found guilty or plea of not guilty.	ount(s) <u>One (I) and Two</u> n count(s)	(II) of the Indi	ctment		after a
Accordingly, the	defendant is adjudged guilty	of such count(s), wh	ich involve the following	offenses:	
Title & Continu	Nature of Offense		Date Offense Concluded	Cour Numbe	
<u>Title & Section</u> 18:2113(a),(d)	Armed Bank Robbery		01-12-93	One	
18:924(c)	Use Of Firearm In C	Commission			
,	Of A Fe	elony	01-12-93	Two	(II)
18:2	Aiding And Abetting	J	01-12-93	One	and Two
and is discharged and Count(s) It is ordered that the One and Two of IT IS FURTHER Country of any change	os been found not guilty on co as to such count(s). The defendant shall pay a spe the Indictment, which was a special of the defendance of name, residence, or mainly the state of the stat	(is)(are) disnocial assessment of \$ hich shall be due \$\frac{\frac{1}{2}}{1} \] Int shall notify the Uniling address until all	nissed on the motion of th 100 immediately as follo	ne United S, for co	States. ount(s) within
and is discharged and is discharged and Count(s) It is ordered that the One and Two of IT IS FURTHER 0 30 days of any change assessments imposed	as to such count(s). ne defendant shall pay a spe the Indictment, which was a special control of the country of the control o	(is)(are) disnocial assessment of \$ hich shall be due \$\frac{\frac{1}{2}}{1} \] Int shall notify the Uniling address until all	nissed on the motion of th 100 immediately as follo	ne United S, for co	States. ount(s) within
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and is discharged and is discharged. Count(s) It is ordered that the One and Two of IT IS FURTHER (30 days of any change assessments imposed Defendant's Soc. Sec. N	as to such count(s). The defendant shall pay a spetche Indictment, where the Indictment of the defendance of name, residence, or mand by this judgment are fully properties. The indictment of	(is)(are) disnocial assessment of \$ hich shall be due \$\frac{\text{X}} \] ant shall notify the Uniling address until alloaid.	inissed on the motion of the 100 immediately as followited States attorney for the fines, restitution, costs, and 123, 1993 Date of Imposition of Sentines	ne United S, for co ws: his district and specia	States. ount(s) within
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and is discharged and Count(s) It is ordered that the One and Two of IT IS FURTHER Conservation of any change assessments imposed Defendant's Soc. Sec. No Defendant's Date of Birth Defendant's Mailing Additional Country of the Co	as to such count(s). The defendant shall pay a spetthe Indictment, where the Indictment, where the of the properties of	(is)(are) disnocial assessment of \$hich shall be due \$\overline{K}\$ and shall notify the Uniling address until alloaid. Apr	inissed on the motion of the 100 immediately as followited States attorney for the fines, restitution, costs, and the state of Imposition of Senting Signature of Judicial Office 100 in	ne United S , for converted tence	States. cunt(s) within
and is discharged Count(s) It is ordered that the One and Two of IT IS FURTHER (30 days of any change assessments imposed) Defendant's Soc. Sec. No Defendant's Date of Birth Defendant's Mailing Add Tulsa County James (2001)	as to such count(s). The defendant shall pay a spetthe Indictment, who or the Indictment, who of the Indictment, who is a spetting of the Indictment, who is a spetting of the Indictment of the Indictment of the Indice of Indice	(is)(are) disnocial assessment of \$hich shall be due \$\frac{1}{2}\$ and shall notify the Unilling address until alloaid. April 1 James O.	inissed on the motion of the 100 as followited States attorney for the fines, restitution, costs, and the signature of Judicial Office Ellison, Chief U.S. Name & Title of Judicial Chief U.S.	ne United S , for converse this district and special tence tence Converse te	States. cunt(s) within
and is discharged Count(s) It is ordered that the One and Two of IT IS FURTHER (30 days of any change assessments imposed Defendant's Soc. Sec. No Defendant's Date of Birth Defendant's Mailing Add Tulsa County Jamusa, Oklahoma	as to such count(s). The defendant shall pay a spetthe Indictment, where the Indictment, where the Indictment, where the Indictment is a specific or the Indictment in the defendance of name, residence, or made by this judgment are fully property of the Indice of In	(is)(are) disnocial assessment of \$hich shall be due \$\frac{1}{2}\$ ant shall notify the Unilling address until alloaid. April James O.	inissed on the motion of the 100 immediately as followited States attorney for the fines, restitution, costs, and the state of Imposition of Sensor Signature of Judicial Off Ellison, Chief U.S. Name & Title of Judicial Off	tence District	States. cunt(s) within
and is discharged and is discharged Count(s) It is ordered that the One and Two of IT IS FURTHER County assessments imposed assessments imposed Defendant's Soc. Sec. Note that the Defendant's Date of Birth Defendant's Mailing Add Tulsa County Jacusta, Oklahoma Defendant's Residence	as to such count(s). The defendant shall pay a spetche Indictment, where the Indictment, where the Indictment is a specific or many specific	(is)(are) disnocial assessment of \$hich shall be due \$\frac{1}{2}\$ ant shall notify the Unilling address until alloaid. April James O.	inissed on the motion of the 100 as followited States attorney for the fines, restitution, costs, and the signature of Judicial Office Ellison, Chief U.S. Name & Title of Judicial Chief U.S.	tence District	States. cunt(s) within

LUCH, Tom Stanle 93-CR-023-001-E		Judgment-Page 2 of 5
JO CIN 025 001 L		
	IMPRISONME	NT .
ant is hereby commi		nited States Bureau of Prisons to be imprisoned for
Count T. Sovo	nty (70) months	
	_	nsecutively to Count One.
	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
kes the following re	commendations to the Bu	reau of Prisons:
e defendant rece	ive the best drug trea	
e defendant be j	placed in an institut:	ion close to Detroit, Michigan.
toward his fine remanded to the custom	through the Inmate I ly of the United States marshal.	ast half of any money earned while in Financial Responsbility Program.
a m		
d by the United States r	narshal.	esignated by the Bureau of Prisons,
p.m. on d by the United States r	narshal.	
	RETURN	
stand this is demonstra		
lelivered on	to	at
		, with a certified copy of this judgment.
		United States Marshal
	count I: Severable Count II: Five Co	kes the following recommendations to the Burse defendant receive the best drug tree the Bureau of Prisons. The defendant be placed in an institutive defendant be required to pay at least remanded to the custody of the United States marshal for this distribution. The united States marshal for this distribution of the United States marshal for this distribution. The united States marshal for the United States marshal for this distribution. The united States marshal for the United States marshal for this distribution. The united States marshal for the United States ma

Ву

Deputy Marshal

Defendant: PALUCH, Tom Stanley Case Number: 93-CR-023-001-E

Judgment—Page 3 of 5

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of	
Three (3) years as to each count, both counts to run concurrently.	

While on supervised release, the defendant shall not commit another federal, state, or local crime and shall not illegally possess a controlled substance. The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
- The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.
- The defendant shall not possess a firearm or destructive device.
 - The defendant will participate in a drug monitoring and treatment program as directed by the U. S. Probation Officer.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer:
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer within 72 hours of any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 14) You shall submit to urinalysis as directed by the U. S. Probation Officer.

AO 245 S (Rev. 4/90) Sheet 5 - Fine	

Defendant: PALUCH, Tom Stanley Case Number: 93-CR-023-001-E	Judgment-Page 4 of 5

FINE

or st	The defendant shall pay a fine of $\frac{4,000}{1000}$. The fine includes any costs of incarceration and ipervision.
K	This amount is the total of the fines imposed on individual counts, as follows:
	Count One (I)
X	The court has determined that the defendant does not have the ability to pay interest. It is ordered that:
	The interest requirement is waived. The interest requirement is modified as follows:
	This fine plus any interest required shall be paid: in full immediately. in full not later than in equal monthly installments over a period of months. The first payment is due on the
	date of this judgment. Subsequent payments are due monthly thereafter.

Any remaining fine is to be paid as directed by the U. S. Probation Officer. $\,$

If the fine is not paid, the court may sentence the defendant to any sentence which might have been originally imposed. See 18 U.S.C. § 3614.

AO 245 S (Rev. 4/90) Sheet 7 - Statement of Reasons	public.
Defendant: PALUCH, TOM Stanley Case Number: 93-CR-023-001-E	Judgment-Page5 of5_
STATEMENT OF F	REASONS
▼ The court adopts the factual findings and guideline applies.	cation in the presentence report.
OR	
The court adopts the factual findings and guideline appli (see attachment, if necessary):	cation in the presentence report except
Guideline Range Determined by the Court:	
Total Offense Level: 19	
Criminal History Category: VI	
Imprisonment Range: 63 to 78 months	
Supervised Release Range: 3 to 5 years	
Fine Range: \$ _6,000 to \$ _60,000	
Fine is waived or is below the guideline range.	because of the defendant's inability to pay.
Restitution: \$0	
☐ Full restitution is not ordered for the following	reason(s):
The sentence is within the guideline range, that range of reason to depart from the sentence called for by applications.	
OR	
☐ The sentence is within the guideline range, that range effor the following reason(s):	exceeds 24 months, and the sentence is imposed
OR	
The sentence departs from the guideline range	

upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

PROB 12 (Rev. 3/88)

United States District Court

FILED

APR 3 0 1003

DISTRICT OF NORTHERN OKLAHOMA nard M. Lawrence, Court Clerk:

U.S. DISTRICT COURT

92-CR 16-01-B Docket No. 92-CR-125-B

U. S. A. vs. Mark Erwin Kester

Petition on Probation and Supervised Release

COMES NOW Kevin Robbins PROBATION OFFICER OF THE COURT presenting an official report upon the conduct and attitude of Mark Erwin Kester who was placed on supervision by the Honorable Thomas R. Brett sitting in the court at Tulsa, Oklahoma, on the 19th day of May, 1992 who fixed the period of supervision at three (3) years, following thirteen (13) months imprisonment, and imposed the general terms and conditions theretofore adopted by the court and also imposed special conditions and terms as follows:

That the defendant participate in a substance abuse program approved by the U. S. Probation Office, including urinalysis if deemed necessary.

That the defendant participate in a mental health program approved by the U. S. Probation Office, if deemed necessary.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT AND FOR CAUSE AS FOLLOWS: (If short insert here; if lengthy write on separate sheet and attach)

See attachment - hereto and herein incorporated by reference.

PRAYING THAT THE COURT WILL ORDER the issuance of a warrant for the defendant to appear in Court and show cause why his supervised release should not be revoked.

ORDER OF COURT	Respec	etfully,
Considered and ordered this day of Olle, 1983 and	·	Probation Officer
ordered filed and made a part of the records in the above case.	Place	Tulsa, Oklahoma
for U.S. District Judge	Date	_April 27, 1993
U.S. District Judge Thomas R. Brett		

ATTACHMENT

Kester has committed the following violations of supervised release:

1. <u>VIOLATION OF CONDITION #7:</u> "The defendant shall refrain for excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician."

Kester provided specimens on March 17, March 25, April 12, April 13, April 15, April 16, and April 19, 1993, which tested positive for hydromorphone. Kester provided a specimen on March 5, 1993, which tested positive for hydromorphone and morphine, and he provided specimens on April 1 and April 5, 1993, which tested positive for hydromorphone and cocaine.

THIS ALLEGATION IS SUPPORTED BY THE FOLLOWING FACTS:

Attached hereto and incorporated herein as Exhibit A is Probation Form 7A, "Conditions of Probation and Supervised Release," signed by Kester and witnessed by this officer on February 11, 1993.

Attached hereto and incorporated herein as Exhibit B is a PharmChem chain of custody form and laboratory report for the specimen submitted March 5, 1993, revealing a positive test for hydromorphone and morphine.

Attached hereto and incorporated herein as Exhibit C is a PharmChem chain of custody form and laboratory report for a specimen submitted March 17, 1993, revealing a positive test for hydromorphone.

Attached hereto and incorporated herein as Exhibit D is a PharmChem chain of custody form and laboratory report for the specimen submitted March 25, 1993, revealing a positive test for hydromorphone.

Attached hereto and incorporated herein as Exhibit E is a PharmChem chain of custody form and laboratory report for the specimen submitted April 1, 1993, revealing positive tests for cocaine and hydromorphone.

Attached hereto and incorporated herein as Exhibit F is a PharmChem chain of custody form and laboratory report for the specimen submitted April 5, 1993, revealing positive tests for cocaine and hydromorphone.

Attached hereto and incorporated herein as Exhibit G is a PharmChem chain of custody form and laboratory report for the specimen submitted April 12, 1993, revealing a positive test for hydromorphone.

Attached hereto and incorporated herein as Exhibit H is a PharmChem chain of custody form and laboratory report for the specimen submitted April 13, 1993, revealing a positive test for hydromorphone.

Attached hereto and incorporated herein as Exhibit I is a PharmChem chain of custody form and laboratory report for the specimen submitted April 15, 1993, revealing a positive test for hydromorphone.

Attached hereto and incorporated herein as Exhibit J is a PharmChem chain of custody form and laboratory report for the specimen submitted April 16, 1993, revealing a positive test for hydromorphone.

Attached hereto and incorporated herein as Exhibit K is a PharmChem chain of custody form and laboratory report for the specimen submitted April 19, 1993, revealing a positive test for hydromorphone.

92-CR-016-001-B

Kester, Mark Erwin

2. <u>VIOLATION OF SPECIAL CONDITION NO. 1:</u> "That the defendant participate in a substance abuse program approved by the U. S. Probation Office, including urinalysis if deemed necessary."

Kester was admitted to Freedom House on April 1, 1993, but was dismissed from the program on April 22, 1993. The decision for dismissal was based upon April 5 and April 15, 1993, incidents of Kester leaving Freedom House grounds without approval and a urine specimen submitted April 5, 1993, which tested positive for cocaine and hydromorphone, as supported in Exhibit F.

THIS ALLEGATION IS SUPPORTED BY THE FOLLOWING FACTS:

Attached hereto and incorporated herein as Exhibit L is a letter from Freedom House Case Counselor John Nord which describes Kester's dismissal from Freedom House based on two instances of leaving Freedom House grounds without approval and an April 5, 1993, urine specimen which tested positive for cocaine and hydromorphone.

W/copy to be executed Fretured: MN

PROB 7A (Rev. 6/90)⊕

Conditions of Probation and Supervised Release

UNITED STATES DISTRICT COURT

PLAINTIFF'S EXHIBIT

FOR THE

NORTHERN DISTRICT OF OKLAHOMA

Name	Docket No.	92-CR-016-001-B
Name 5649 S. Garnett	_	
AddressTulsa, Oklahoma 74146		,
Addiess		
Under the terms of your sentence, you have been place		
Honorable Thomas R. Brett	, United States	District Judge for the District of
Northern Oklahoma . Your term of supervision is		
commencing upon release from confinement.		
While on probation/supervised release (strike one), you and shall not illegally possess a controlled substance. Revocati possession of a controlled substance.	shall not commit anoth ion of probation and sup	ner Federal, state, or local crime pervised release is mandatory for
CHECK IF APPROPRIATE:		
As a condition of supervision, you are instructed to pay a fit shall be paid in the following manner	ine in the amount of	
As a condition of supervision, you are instructed to page ; it shall be paid in the following in	y restitution in the am	ount of to
The defendant shall not possess a firearm or destructive firearm.		
The defendant shall report in person to the probation office 72 hours of release from the custody of the Bureau of Property 1982.	e in the district to whicl risons.	h the defendant is released within
	•	
. •		

It is the order of the Court that you shall comply with the following standard conditions:

- (1) You shall not leave the judicial district without permission of the court or probation officer;
- (2) You shall report to the probation officer as directed by the court or probation officer, and shall submit a truthful and complete written report within the first five days of each month;
- (3) You shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;

PLAINTIFF'S

POSITIVE

EXHIBIT B

	1651	KEDULID .	7.44
Drug or Drug Class/ Analyte	Test Result	Drug or Drug Class/ Analyte	Test Result
	:==========		
Amphetamines		Oxycodone	negative
'Amphetamine	negative	Öxycodone	negative
Methamphetamine	negative	Phenytoin*	negative
Barbiturates	4	Phenytoin	Hegative
Amobarbital	negative	Glutethimide	
Butabarbital	negative	Glutethimide	negative
Butalbital	negative	LAAM	
Pentobarbital	negative	LAAM	negative
Phenobarbital	negative	Meperidine	4.1
Coopenshi tal	negative	Heperidine	negative
Secobarbital	negative	Pentazocine	
Benzodiazepines	negative	Pentazocine	negative
ACB	negative	Phenmetrazine	
MACB	Hedarios	Phenmetrazine	negative
Cocaine Metabolite	mana tilija	Propoxyphene*	-
Benzoylecgonine	negativé	Propoxyphene	negative
Methadone		Tricyclics*	V •
Methadone	negative	Amitriptyline	negative
Opiates			negative
Codeine	negative	Doxepin	negative
Hydromorphone	POŠITIVE	Imipramine	Hogares
Morphine	POSITIVE	Phenothiazines	negative
Phencyclidine		Chlorpromazine	negative
Phencyclidine	negative	Hydroxyzine	negative
Cannabinoid 100		Promethazine	negative
THC Metabolite	negative		
CRECTMEN CEAL INTACT			*********
SPECIMEN SEAL INTACT.			* TEST RESULT *

I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that specimen.

COMMENTS:

Results Certified by: STEPHEN HOLTZCLAU Date: 03/17/93

LABORA	ATORIES, INC.	LED AROBAL	ION
CHAIN OF CUSTO	POR DRUG ANALYSIS	Specimen No. 0074251.	10 SK
deral Prob deral Prob , O. Box 128 Tulsa, OK 74	Pation Office 17	Federal Probation	: : 4: 1 : 4:
		. Account No. 1006401	02
		THE	
Reason For Test (Check Of Preemployment	— Post	Periodic Reasonable Ot	her
Specimen Type		Split Sample (Collect only if required by Client)	ecify:
(This information will app (This information will app (This information will app Remarks Concerning Coll	+ Elicos	Yes No	
(This information will app	ear on all copies.)	3-	5-93
Remarks Concerning Coll	ection	Social Se	curity #
2 5		Temperat	ure
COLLECTOR CERTIFICA	TION: I certify that the specimen identified on	this form is the specimen presented to me by the dord that it has been collected, labeled and sealed in according	
ided.	number as set forth above an	this form is the specimen presented to me by the don d that it has been collected, labeled and sealed in according	or providing the certification ordance with the instructions
		- Bahon	th
DONOR CERTIFICATION certify that the specimen	AND CONSENT: certify that the specimen accontainer was sealed wither tampeners (Collector's Signature companying this comits my own and that it provided in my own and that it provided in my own and that it provided for it my own and that it provided for it my ore sease, by the said of the release by the state of the release by the said of the release by the said of the s	100 the pollector Further 1
<u> </u>	the analysis of the specimen accompany to the matter second and the speciment of the contract	This is a substitution of the control of the contro	is form and orathe level is a satisfication
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ECOND SEAL AND		PLACE OVER CAP OF SPECIMEN NO. 007425110	S
ODE FOR BLOOD 'LIT SAMPLE.	COLLECTOR'S SIGNATURE	SPECIMEN DONOR'S SIGNATURE C	PR INITIALS
Person Shipping	Airbill # Date Ship	Pharmchem Labo	ratories. Inc.
		Specimen 1505-A O'Brien Dr To Menio Park, CA 94	rive
STRUCTIONS TO COLLI	ECTOR		
Compall unshaded an Affix tamperproof seal an Ask dopor to size B	d harcode as illustrated		
Place specimen and labor	Certification and Consent and initial/sign	amperproof seal.	
	storage until shipped. of Custody form as indicated on each constant to the shipped of the ship		PLY 1
	SEND TO MEDICAL REVIEW OFFICE	יאי. FR, IF APPLICABLE	겁

ATE UTAL FURTHER

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LABORATORY "PHARMCHEM LABORATORIES, I. REPORT . 1505-A O'Brien Drive, Menio Park, CA, 94025 Page: 2 0007425304 100640102 BARCODE NUMBER: ACCOUNT NUMBER: 03/17/93 KRISK SPECIMEN ID: SPECIMEN ID: SPECIMEN DATE: RESULTS TO: ATT: Rod Baker, CUSPO
U.S. Probation Office
333 W. 4th St. Ste. 3270
Tulsa, OK 741033819 TEST TYPE: LOCATION CODE: Tulsa, OK 930075273 ACCESSION NUMBER: DATE RECEIVED: DATE REPORTED: 03/22/93 03/29/93 Old Acct. No: FP 64B TEST RESULTS **PLAINTIFF'S** Drug or Drug Class/ Test Test Drug or Drug Class/ Analyte Result Analyte Result **EXHIBIT** С Oxycodone Oxycodone Amphetamines negative POSITIVE Amphetamine POSITIVE Phenytoin* Methamphetamine Phenytoin negative Barbiturates Glutethimide Amobarbital negative negative negative Glutethimide Butabarbital Mark Kester LAAH negative Butalbital negative LAAM Pentobarbital negative negative Meperidine Phenobarbital negative Meperidine negative Secobarbital Pentazocine Benzodiazepines negative negative Pentazocine ACB Phenmetrazine MACB negative negative Phenmetrazine Cocaine Metabolite Propoxyphene* negative Benzoylecgonine negative Propoxyphene Methadone Tricuclics* negative Methadone negative Amitriptyline Opiates Doxepin negative negative POSITIVE Codeine negative Imipramine Hydromorphone Phenothiazines negative Morphine negative Chlorpromazine Phencyclidine negative negative Hydroxyzine Phencyclidine negative Promethazine Cannabinoid 100 negative THC Metabolite SPECIMEN SEAL INTACT. * TEST RESULT *
* POSITIVE *

COMMENTS:

specimen.

to meds Shown on COC

I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that

Results Certified by: LING LIU

LABORATORIES, INC.	LED PRUBATION
CHAIN OF CUSTODY FOR DRUG ANALYSIS	Specimen No. 007425304
ederal Probation Office 7.0. Box 1287 Tulsa, OK 74101	Federal Probation
	Account No. 100640102
·	THO
Reason For Test (Check One)	TLC
☐ 01 Preemployment ☐ 02 Random ☐ 03 Accident ☐ 04 Specimen Type ☐ Split	Periodic Reasonable Other Medical 05 Cause 06 Specify: t Sample (Collect only if required by Client) Yes No
(This information will appear on all copies.) Remarks Concerning Collection COLLECTOR CERTIFICATION: 1 certify that the content of the cont	Date Collected 3-12-93 Social Security #
Remarks Concerning Collection	Temperature
COLLECTOR CERTIFICATION: I certify that the specimen identified on this for ided.	orm is the specimen presented to me by the donor providing the certification
	Ball at
certify that the specimen container was sealed with a tamperproof seal in my correct. Also, it consent to the analysis of the specimen.	enving this form is invown and that I provided it to the collector Further. I presence and man the information provided on this form and on the tabel is in this haborary galaxie resplaces by the aboratory of the results of the minimum lists on this con-
pply ► arcode ertically a bottle	S304 S
ECOND SEAL AND DDE FOR BLOOD COLLECTOR'S SIGNATURE	PLACE IVER CAP OF DONOR'S SIGNATURE OR INITIALS
Person Shipping Airbill # Date Shipped	Ship PharmChem Laboratories, Inc. Specimen 1505-A O'Brien Drive
STRUCTIONS TO COLLECTOR Comp. all <u>unshaded</u> areas of form. Affix tamperproof seal and barcode as illustrated.	To Menlo Park, CA 94025-1435

ask donor to sign Donor Certification and Consent and initial/sign tamperproof seal. lace specimen and laboratory copy of Chain of Custody form in shipping container.

istribute copies of Chain of Custody form as indicated on each copy.

SEND TO MEDICAL REVIEW OFFICER, IF APPLICABLE

eep specimen in secure storage until shipped.

10 9103010232

LABORATOR' REPORT

PĽÄľŇTIFF'S* 0007425412

PHARMCHEM LABORATORIES, IN 1505-A O'Brien Drive, Henlo cark, CA, 94025

100640102 BARCODE NUMBER: ACCOUNT NUMBER:

SPECIMEN ID: SPECIMEN ID:

TEST TYPE: LOCATION CODE:

03/25/93 SPECIMEN DATE:

ACCESSION NUMBER: DATE RECEIVED: DATE REPORTED:

930112413 03/29/93 04/02/93

Old Acct. No: FP 64B DATE REPORTED: U4/U2/93

ATT: Rod Baker, CUSPO U.S. Probation Office 333 W. 4th St. Ste. 3270

741033819

RESULTS TO:

Tulsa, OK

Initial Test TEST METHODS AND DETECTION LEVELS Drug or Initial Test Confirmation Test
Drug Class Method CutOff Method CutOff Confirmation Test 250 ng/ml GC/MS 1000 ng/ml Mark EHIT Amphetamines 200 ng/ml 200 ng/ml GC 200 ng/ml 200 ng/ml 300 ng/ml EMIT Barbiturates EHIT Benzodiazepines GC 300 ng/ml Cocaine Metabolite EMIT 300 ng/ml/ 150 ng/ml 25 ng/ml GC 300 ng/ml EMIT Methadone ĞC/MS GC/MS 300 ng/ml 25 ng/ml EMIT Opiates Phencyclidine EMIT 1000 ng/ml 1000 ng/ml GC GC GC 1000 ng/ml TLC Oxycodone 1000 ng/ml 1000 ng/ml ŤĒČ Phenytoin* 1000 ng/ml Glutethimide 1000 ng/ml 1000 ng/ml GC GC GC 1000 ng/ml LAAM 1000 ng/ml 1000 ng/ml ŤĹĊ Meperidine 1000 ng/ml TLC Pentazocine 1000 ng/ml 1000 ng/ml GC 1000 ng/ml Phenmetrazine GC GC 1000 ng/ml 1000 ng/ml TLC Propoxyphene* 1000 ng/ml Tricyclics* TLC ĞČ 1000 ng/ml 1000 ng/ml TLC Phenothiazines

Drug or Drug Class/	Test	Drug or Drug Class/	Test Result
Analyte	Result	Analyte	
=======================================	=======================================	Bungalono	
Amphetamines		Oxycodone	negative
Amphetamine	negative	Öxycodone	negative
Methamphetamine	negative	Phenytoin*	negative
Barbiturates		Phenytoin	negative
Amobarbital	negative	Glutethimide	negative
Butabarbital	negative	Glutethimide	negative
Butalbital	negative	LAAM	nowstino
Pentobarbital	negative	LAAM	negative
Phenobarbital	neĝative	Meperidine	
Secobarbital	negative	Meperidine	negative
Benzodiazepines	-	Pentazocine	
ACB	negative	Pentazocine	negative
MACB	negative	Phenmetrazine	
Cocaine Metabolite	•	Phenmetrazine	negative -
Benzoylecgonine	negative	Propoxyphene*	
Methadone	-	Propoxyphene	negative
Methadone	negative	Tricyclics*	
Opiates		Amitriptyline	negațive
Codeine	negative	Doxepin	negative
Hydromorphone	PÖŠĪTĪVĒ	Imipramine	neĝative
Morphine	negative	Phenothiazines	
Phencyclidine		Chlorpromazine	negative
Phencyclidine	negative	Hydroxyzine	negative
Lucuration	gutive	Promethazine*	negative
		,,	-

TEST RESULTS

SPECIMEN SEAL INTACT.

COMMENTS:

no med plad

TEST RESULT * POSITIVE

I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that specimen.

Results Certified by: STEPHEN HOLTZCLAW Date: 04/02/93

Date: 04/02/93

	FED PRO	BATION /
LABORATORIES, INC. 505-A Q'Brien Drive, Menlo Park, CA 94025 CHAIN OF CUSTODY FOR DRUG ANALYSIS	Specimen No. 0074	25412
Baker, CUSPO Federal Probation Office P.O. Box 1287 Tulsa, OK 74101	Federal Probation	
	Account No. 10064	40102
	TLC	•
	Periodic Reasonable 04 Medical 05 Cause	Other 06 Specify:
Specimen Type Urine	Split Sample (Collect only if required by Clie	nt)
(This information will appear only on plies 1,3.) Matik kestes (This information will appear on all copies.)		Date Collected 3-25-93 Social Security #
(This information will appear only on plies 1,3.) Mat K kest & (This information will appear on all copies.) Remarks Concerning Collection Moreds reported ms LLECTOR CERTIFICATION: I certify that the specimen identified on we, that it bears the same identification number as set forth above as		Temperature
S CLLECTOR CERTIFICATION: I certify that the specimen identified on Jw, that it bears the same identification number as set forth above as Juvided.	this form is the specimen presented to me nd that it has been collected, labeled and s	by the donor providing the certification ealed in accordance with the instructions
DONOR GERTIFICATION AND CONSENT: Licentify that the preciment of the specimen container was sealed with a cample of the specimen container was sealed with a cample of the specimen acceptable to the specimen acceptable to make a sawal as the information recorded on this container opens. To	in imvantesence let visit in a line in intration in	provided it to the collector. Further, I collector the label is a by the laboratory of the results of the
Apply ► Barcode	70LL 37425412 S 8	
vertically on bottle	(PLACE SPECIMEN NO. DOZ	2425412 S
SECOND SEAL AND CODE FOR BLOOD COLLECTOR'S SIGNATURE SPLIT SAMPLE.		SIGNATURE OR INITIALS
Person Shipping Airbill # Date S	Specimen 1505-	nChem Laboratories, Inc. A O'Brien Drive Park, CA 94025-1435
INS TO COLLECTOR • Complete all <u>unshaded</u> areas of form.		

• Affix tamperproof seal and barcode as illustrated.

• Keep specimen in secure storage until shipped.

Ask donor to sign Donor Certification and Consent and initial/sign tamperproof seal.
Place specimen and laboratory copy of Chain of Custody form in shipping container.

Distribute copies of Chain of Custody form as indicated on each copy.
 SEND TO MEDICAL REVIEW OFFICER, IF APPLICABLE

Phenothiazines

Hydroxyzine

Promethazine

Cannabinoid 100

Chlorpromazine

THC Metabolite

SPECIMEN SEAL INTACT.

Hudromorphone

Phencyclidine

Codeine

Morphine

Oxycodone Öxycodone

Phencyclidine

comments: no mids Shown

POSITIVE

* TEST RESULT *

negative

negative

negative

negative

I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that specimen.

negative

POŠITIVE

negative

negative

negative

Results Certified by: CHRISTIN CONNOLLY Date: 04/12/93

Date: 04/12/93

LABORATORIES, INC.	FED PROBATION
1505-A O'Brien Drive, Menlo Park, CA 94025 CHAIN OF CUSTODY FOR DRUG ANALYSIS	Specimen No. 007443329
P Baker CUSPO f eral Probation Office P.O. Box 1287 Tulsa, OK 74101	
	Account No. 100640101
	THC Special TLC
Reason For Test (Check One) O1 Preemployment O2 Random O3 Accident	Periodic Reasonable Other 04 Medical 05 Cause 06 Specific
Specimen Type	04 Medical
(This information will appear only on plies 1,3.)	Date Collected // / 02
(This information will appear on all copies.)	Social Security #
(This information will appear only on plies 1,3.) (This information will appear on all copies.) Remarks Concerning Collection COLLECTOR CERTIFICATION: I certify that the specimen identified on this copy, that it bears the same identification purchases.	Temperature
ided.	is form is the specimen presented to me by the donor providing the certification that it has been collected, labeled and sealed in accordance with the instructions Collector's Signature companying this form is my own and that I provided it to the collector. Further, I my, presence and that the information provided coraths form not on the label is form by the laborators and to the release by the laborators and to the release by the laborators are results of the industrial provided coraths form.
Second seal and ODE FOR BLOOD	PLACE OVER CAP OF SPECIMEN NO. OONOR'S SIGNATURE OR INITIALS
Person Shipping	ed Ship PharmChem Laboratories Inc.
	Ship Specimen To PharmChem Laboratories, Inc. 1505-A O'Brien Drive Menlo Park, CA 94025-1435
ISTRICTIONS TO COLLECTOR Corr. all unshaded areas of form. Affix tamperproof seal and barcode as illustrated. Ask donor to sign Donor Certification and Consent and initial/sign ta Place specimen and laboratory copy of Chain of Custody form in shi	

Keep specimen in secure storage until shipped.

Distribute copies of Chain of Custody form as indicated on each copy.

SEND TO MEDICAL REVIEW OFFICER, IF APPLICABLE

I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that specimen.

POSITIVE

Results Certified by: CHRISTIN CONNOLLY Date: 04/19/93

COMMENTS:

LABORATORIES, INC.	FED PROBATION
1505-A O'Brien Drive, Menlo Park, CA 94025 CHAIN OF CUSTODY FOR DRUG ANALYSIS	Specimen No. 007425491
od Baker, CUSPO ederal Probation Office r.O. Box 1287 Tulsa, OK 74101	Federal Probation
	Account No. 100640102
	720
Reason For Test (Check One)	
O1 Preemployment C02 Random 03 Accident CSpecimen Type	Periodic Reasonable Other 04 Medical 05 Cause 06 Specify:
Urine D Plant	Split Sample (Collect only if required by Client) Yes No
(This information will appear only on plies 1,3.) (This information will appear on all copies.) Remarks Concerning Collection COLLECTOR CERTIFICATION: I certify that the specimen identified on the copy of th	Date Collected 4-5-3 Social Security #
Remarks Concerning Collection	Temperature
No med	郑敬
COLLECTOR CERTIFICATION: I certify that the specimen identified on the color, that it bears the same identification number as set forth above and cided.	his form is the specimen presented to me by the donor providing the certification d that it has been collected, labeled and sealed in accordance with the instructions
	B 2
DONOR CERTIFICATION AND CONSENT: It certify that the specimen accompany to the specimen container was sealed with a tamperproof with a consent to the analysis of the specimen accompany of the talk of the specimen accompany of	Collector's Signature companying, this form is my own and that I provided in to the collector. Further I may present stand that the information provided on this form and on the table is some by the laboratory and to the release by the laboratory of the results of the national organization of the collector.
Apply Agarcode ertically n bottle	7425491 S
SECOND SEAL AND ODE FOR BLOOD COLLECTOR'S SIGNATURE PLIT SAMPLE.	OVER CAP OF SPECIMEN NO. 007425491 S OF SPECIMEN DONOR'S SIGNATURE OR INITIALS
Person Shipping Airbill # Date Shipp	Ship Specimen To PharmChem Laboratories, Inc. 1505-A O'Brien Drive Menlo Park, CA 94025-1435
ISTRUCTIONS TO COLLECTOR Com. all unshaded areas of form. Affix tamperproof seal and barcode as illustrated. Ask donor to sign Donor Certification and Consent and initial/sign to Place specimen and laboratory copy of Chain of Custody forms.	

Place specimen and laboratory copy of Chain of Custody form in shipping container.

Distribute copies of Chain of Custody form as indicated on each copy.

SEND TO MEDICAL REVIEW OFFICER, IF APPLICABLE

Keep specimen in secure storage until shipped.

Cannabinoid 100

THC Metabolite

SPECIMEN SEAL INTACT.

Phencyclidine

Phencyclidine

Oxucodone

Oxycodoñe

COMMENTS:

negative

negative

****** * TEST RESULT * POSITIVE

negative

negative

I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that specimen.

Results Certified by: LING LIU

Date: 04/22/93

Cannabinoid 100 EMIT 100 ng/ml HPTLC 50 ng/ml CONTINUED ON NEXT PAGE

TLC

TLC

TLC

TLC

TLC

TLC

LAAM

Meperidine

Pentazocine

Phenmetrazine Propoxyphene*
Tricyclics*

Phenothiazines

GC GC GC

6C 6C 6C 6C

1000 ng/ml

1000 ng/ml

1000 ng/ml 1000 ng/ml

1000 ng/ml

1000 ng/ml

1000 ng/ml

1000 ng/ml

1000 ng/ml 1000 ng/ml

1000 ng/ml

1000 ng/ml

1000 ng/ml

1000 ng/ml

LABORATOF	RIES. INC. 🦟 🕛	FED	PROBATION	
1505-A O'Brien Drive, Menlo Pa	FOR DRUG ANALYSIS	Specimen No	007425637	
od Baker, CUSP ederal Probati -0. Box 1287 Tulsa, OK 74101	on Office	Federal F	Probation	1 1987 1 1987 1 1988
		, Account No.	100640102	
	•		THC TLC	
Reason For Test (Check One)	Post _	Periodic s		
Specimen Type	02 Random 03 Accident	J 04 Medical D 05 C		
Urine Blo		Split Sample (Collect only if	f required by Client)	
(This information will appear on a Collection Collection Collection Collection Collection Collection that it bears the same id	artes		Date Collected 4-12-5-3 Social Security #	
Remarks Concerning Collection	NEDS		Temperature	
COLLECTOR CERTIFICATION: slow, that it bears the same id vided	certify that the specimen identified on entification number as set forth above an	this form is the specimen p	presented to me by the donor providing the certific , labeled and sealed in accordance with the instru	cation
	··		Academic and sealed in accordance with the instruc	tions
SULTINGUES OF THE CATION AND CONTROL OF THE	ONSERT LEARNY (but the speciment of the control of	rikes jugaren erziektolisia		ter, l
	40F	7425637 S		
Apply > 3arcode /ertically on bottle		PLACE SPECIME	^{N NO.} 20742563 7 S	
SECOND SEAL AND COPLIT SAMPLE.	LLECTOR'S SIGNATURE	OVER CAP OF SPECIMEN	DONOR'S SIGNATURE OR INITIALS	
Person Shipping	Airbill # Date Ship	Ship Specimen To	PharmChem Laboratories, Inc. 1505-A O'Brien Drive Menlo Park, CA 94025-1435	155545-8-
NSTRUCTIONS TO COLLECTOR	₹			!
Con e all <u>unshaded</u> areas of Affix ramperproof seal and barr	form.			I
han during to sign Donor Certific	cation and Consent and initial/sign	tamperproof seal. hipping container.		_

Keep specimen in secure storage until shipped.

Distribute copies of Chain of Custody form as indicated on each copy.

SEND TO MEDICAL REVIEW OFFICER, IF APPLICABLE

3 samples in this tra lion. LABORATORY PHARMCHEM LABORATORIES, INC. 1505-A O'Brien Drive, Menlo Park, CA, 94025 0007671810 100640102 BARCODE NUMBER: ACCOUNT NUMBER: SPECIMEN ID: SPECIMEN ID: RESULTS TO: ATT: Rod Baker, CUSPO U.S. Probation Office 333 W. 4th St. Ste. 3270 Tulsa, OK 741033819 04/13/93 SPECIMEN DATE: TEST TYPE: Tulsa, OK LOCATION CODE: ACCESSION NUMBER: DATE RECEIVED: DATE REPORTED: 930199461 04/17/93 04/22/93 Old Acct. No: FP 64B TEST METHODS AND DETECTION LEVELS Confirmation Test Initial Test Drug or CutOff CutOff Method Drug Člass Method GC/MS 250 ng/ml 1000 ng/ml EMIT Amphetamines 200 ng/ml 200 ng/ml 200 ng/ml **PLAINTIFF'S** GC EMIT Barbiturates GC 200 ng/ml EMIT Benzodiazepines **EXHIBIT** 300 ng/ml 300 ng/ml GC GC 300 ng/ml EMIT Cocaine Metabolite 300 ng/ml EMIT Methadone 150 ng/ml 25 ng/ml ĞČ/MS 300 ng/ml 25 ng/ml EMIT Opiates. GC/MS Phencyclidine **EMIT** 1000 ng/ml 1000 ng/ml 1000 ng/ml GC GC TLC Oxycodone 1000 ng/ml TLC Phenytoin* GC GC GC 1000 ng/ml 1000 ng/ml TLC Glutethimide 1000 ng/ml 1000 ng/ml 1000 ng/ml TLC LAAM 1000 ng/ml Meperidine GC GC GC 1000 ng/ml 1000 ng/ml 1000 ng/ml TLC Pentazocine 1000 ng/ml 1000 ng/ml TLC Phenmetrazine 1000 ng/ml Propoxyphene* Tricyclics* 1000 ng/ml 1000 ng/ml TLC 1000 ng/ml TEST RESULTS Test Drug or Drug Class/ Test Drug or Drug Class/ Result Result Analyte Analyte Oxycodone Oxycodone Amphetamines negative Amphetamine negative Phenytoin* negative Methamphetamine Phenytoin Glutethimide negative Barbiturates negative Amobarbital negative negative Glutethimide Butabarbital LAAM negative Butalbital LAAM negative negative Pentobarbital Meperidine negative Phenobarbital Meperidine negative negative Secobarbital Pentazocine Benzodiazepines negative negative Pentazocine ACB Phenmetrazine negative MACB Phenmetrazine neaative Cocaine Metabolite negative Propoxuphene* Benzoylecgonine Propoxyphene Tricyclics* negative Methadone Methadone negative negative Amitriptyline Opiates Doxepin negative negative POSITIVE Codeine negative Hydromorphone Imipramine negative Phenothiazines Mörphine Chlorpromazine negative Phencyclidine negative Phencyclidine negative Hydroxyzine Promethazine negative SPECIMEN SEAL INTACT. * TEST RESULT * POSITIVE

I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that specimen.

Date: 04/22/93 Results Certified by: LING LIU Date: 04/22/93

LABORATORIES, INC.	FED PROBATION
HAIN OF CUSTODY FOR DRUG ANALYSIS	Specimen No. 007671810
Baker, CUSPO ederal Probation Office .O. Box 1287 ulsa, OK 74101	Federal Probation
	Account No. 100640102
	TLC
Reason For Test (Check One) O1 Preemployment Post O3 Accident	Periodic Reasonable Other O4 Medical 05 Cause 06 Specify:
Specimen Type	Split Sample (Collect only if required by Client) Yes No
(This information will appear only on plies 1,3.) MARK KESTER (This information will appear on all copies.) Remarks Concerning Collection NO MEDS **LLECTOR CERTIFICATION: I certify that the specimen identified on ow, that it bears the same identification number as set forth above a	Date Collected 4-13-93 Social Security #
(This mornation will appear on all copies.)	
Remarks Concerning Collection NO MEDS	Temperature
CLECTOR CERTIFICATION: I certify that the specimen identified on ow, that it bears the same identification number as set forth above a provided.	n this form is the specimen presented to me by the donor providing the certification and that it has been collected, labeled and sealed in accordance with the instructions
	Sallandar's Signatura
	Collector's Signature accompanying this form is my own and that I provided it to the collector Eurther/II it in my presence and that the injurcation provided on this form and on the labelite.
correct. Also, I consent to the analysis of the specimen accompanying t	This form on the visit of the molecular points of the state of the sta
correct. Also, if consents of the language of the specimen accompanying analysis as well as the information recorded on this form to the organization	the form on the race; days and sto their clears, by the laboration, of the results of this or and constructed and the results of this or and constructed and the results of this or and the results of the results of this or and the results of the r
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Place specimen and laboratory copy of Chain of Custody form in shipping container.
Keep specimen in secure storage until shipped.

• Ask donor to sign Donor Certification and Consent and initial/sign tamperproof seal.

Distribute copies of Chain of Custody form as indicated on each copy.
 SEND TO MEDICAL REVIEW OFFICER, IF APPLICABLE

기 1

Phenothiazines

Hydroxyzine

Promethazine

Chlorpromazine

THC Metabolite SPECIMEN SEAL INTACT.

Phencyclidine

Cannabinoid 100

Morphine

Phencyclidine

COMMENTS:

MEAS NO

negative

negative

negative

****** * TEST RESULT * POSITIVE

negative

negative

negative

I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that specimen.

Results Certified by: STEPHEN HOLTZCLAW Date: 04/27/93

LAAM

CONTINUED ON NEXT PAGE

1000 ng/ml

GC GC

1000 ng/ml

IF" II 1111 111 111 111 III III III III II	FED PROBATION Specimen No. 007671850			
1505-A O'Brien Drive, Menio Park, CA 94025 CHAIN OF CUSTODY FOR DRUG ANALYSIS				
F Baker, CUSPO F eral Probation Office P.O. Box 1287 Tulsa, OK 74101	Federal Probation			
	. Account No. 100640102			
	THC			
Reason For Test (Check One) O1 Preemployment O2-Random O3 Accident	Periodic Reasonable Other			
Specimen Type Blood Urine Blood Urine and Blood	04 Medical 05 Cause 06 Specify:			
(This information will appear on all copies.) Remarks Concerning Collection COLLECTOR CERTIFICATION: I certify that the specimen identified on the low, that it bears the same identification number as set forth above and	Date Collected 4 15-9 Social Security #			
Remarks Concerning Collection Collection	Temperature			
vided.	this form is the specimen presented to me by the donor providing the certification d that it has been collected, labeled and sealed in accordance with the instructions Collector's Signature			
DONOR CERTIFICATION AND CONSENT: I certify that the specimen acceptify that the specimen container was sealed with a tamperproof seal in correct. Also, I consent to the analysis of the specimen accompanying this analysis as well as the information recorded on this form to the organization.	companying this form is my own and that I provided it to the collector. Further, I in my presence and that the information provided on this form and on the label is is form by the laboratory and or the release by the laboratory of the results of the and/or individual flated on this form. Denote significant milities.			
Apply ► Barcode	37671850 S			
on bottle	(OVER CAP) SPECIMEN NO. 207671850 S			
SECOND SEAL AND COLLECTOR'S SIGNATURE CODE FOR BLOOD 3PLIT SAMPLE.	SPECIMEN DONOR'S SIGNATURE OR INITIALS			
Person Shipping Airbill # Date Ship	Ship Specimen To PharmChem Laboratories, Inc. 1505-A O'Brien Drive Menlo Park, CA 94025-1435			
INST TIONS TO COLLECTOR				

- Cor. te all <u>unshaded</u> areas of form.
- Affix tamperproof seal and barcode as illustrated.
- Ask donor to sign Donor Certification and Consent and initial/sign tamperproof seal.
- Place specimen and laboratory copy of Chain of Custody form in shipping container.
- Keep specimen in secure storage until shipped.
- Distribute copies of Chain of Custody form as indicated on each copy.
 SEND TO MEDICAL REVIEW OFFICER, IF APPLICABLE

LABORATORY PHARMCHEM LABORATORIES, REPORT Mu...o Park, CA, 94025 1505-A O'Brien Drive, Page: 2 100640102 BARCODE NUMBER: 0007671876 ACCOUNT NUMBER: SPECIMEN ID: SPECIMEN DATE: RESULTS TO: ATT: Rod Baker, CUSPO U.S. Probation Office 333 W. 4th St. Ste. 3270 Tulsa, OK 741033819 04/16/93 TEST TYPE: LOCATION CODE: Tulsa, OK ACCESSION NUMBER: DATE RECEIVED: DATE REPORTED: 930211037 04/20/93 04/22/93 Old Acct. No: FP 64B TEST RESULTS ·Test Drug or Drug Class/ Drug or Drug Class/ Test Result Result Analyte Analyte Phenytoin* Amphetamines negative **PLAINTIFF'S** negative Phenytoin Amphetamine Glutethimide Glutethimide negative Methamphetamine **EXHIBIT** negative Barbiturates J negative LAAM Amobarbital negative LAAM negative Butabarbital Meperidine negative Butalbital negative negative Meperidine Pentobarbital Pentazocine Pentazocine negative Phenobarbital negative Secobarbital negative Phenmetrazine Benzodiazepines negative! Phenmetrazine negative ACB Propoxyphene* Kester negative MACB negative Propoxyphene Cocaine Metabolite Tricyclics* Amitriptyline negative Benzoylecgonine negative Methadone negative Doxepin negative Methadone negative Imipramine Opiates Phenothiazines negative POSITIVE Codeine negative Chlorpromazine Hydromorphone Hydroxyzine Promethazine negative negative Morphine negative Phencyclidine Cannabinoid 100 negative Phencyclidine negative THC Metabolite Oxycodoñe negative Õxycodone SPECIMEN SEAL INTACT. * TEST RESULT *
* POSITIVE * COMMENTS:

I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that specimen.

Results Certified by: STEPHEN HOLTZCLAW Date: 04/22/93

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PHARMCHEM LABORATORIES, 1505-A O'Brien Brive, Me	o Park, C	A, 94025		LABORATORY REPORT Page: 1
ACCOUNT NUMBER:	100640102	BARCODE NUMBER:		0007671876
RESULTS TO: ATT: Rod Baker, CUSPO U.S. Probation Office 333 U. 4th St. Ste. 3270 Tulsa, OK 741033819		SPECIMEN ID: SPECIMEN ID: SPECIMEN DATE: TEST TYPE: LOCATION CODE:		04/16/93
Old Acct. No: FP 64B		ACCESSION NUMBER: DATE RECEIVED: DATE REPORTED:		930211037 04/20/93 04/22/93
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	ST METHUDS	AND DETECTION LEVE	:LD Confinmat	ion Thet
_ Drug or	111	tiai iest	Mothod	Cut0ff
Drug Class	netnoa	tial Test CutOff		:========
Amphetamines Barbiturates Benzodiazepines Cocaine Metabolite Methadone Opiates Phencyclidine Oxycodone Phenytoin*	========= EMIT	1000 ng/ml	GC/MS GC GC GC GC	250 ng/ml
Ampretamines	ENIT	200 ng/mi	BC	200 ng/ml
Barbiturales	EMIT	200 ng/mi	ĞĞ	200 ng/ml
Benzodiazepines	EMIT	300 ng/ml	ĞČ	300 ng/ml
Cocains ustanniis	EMIT	300 ng/ml	ĞČ	300 ng/ml
Oni atoo	FMIT	300 ng/ml	GC/MS	150 ng/ml
uplates Dhomovoliding	EMIT	25 ng/ml	GC/MS	25 ng/ml
Prencycliuine	Ti C	1000 กล/ตโ	GC	150 ng/ml 25 ng/ml 1000 ng/ml
Phenytoin*	ŤĬČ	1000 ng/ml	ĞČ	1000 ng/ml
Glutethimide	ŤĹČ	1000 ng/ml	ĞC	1000 ng/ml
LAAM	TLC	1000 ng/ml	GC	1009 ng/ml
Meperidine	TLC TLC TLC	1000 ng/ml	GC	1000 ng/ml
Pentazocine	ŤĹĊ	1000 ng/ml	GC	1000 ng/ml
Phenmetrazine	TLC	1000 ng/ml	ĢÇ	1999 ng/ml
Propoxuphene*	11.0	1000 ng/ml	90000000000000000000000000000000000000	1000 ng/ml
Tricuclics*	TLC	1000 ng/ml	GC	1000 ng/ml
Tricyclics* Phenothiazines	ŤĹČ Emit	1000 ng/ml	U L	I GOO II M'A
Cannabinoid 100	EMIT	100 ng/ml	HPTLC	50 ng/ml
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CONTINUED ON NEXT PAGE

: LABORATORIES, INC. 🦳	LED AKORJIION			
1505-A O'Brien Drive, Menlo Park, CA 94025 CHAIN OF CUSTODY FOR DRUG ANALYSIS	Specimen No. 007671876			
Baker, CUSPO Jeral Probation Office P.O. Box 1287 Tulsa, OK 74101	Federal Probation			
	Account No. 100640102			
	ナサロ			
Reason For Test (Check One) One Post One Pos	Periodic Reasonable Other 04 Medical 05 Cause 06 Specify: Split Sample (Collect only if required by Client)			
☑ Urine ☐ Blood ☐ Urine and Blood	Pate Collected Collected			
Remarks Concerning Collection COLLECTOR CERTIFICATION: I certify that the specimen identified on the	Temperature			
COLLECTOR CERTIFICATION: I certify that the specimen identified on low, that it bears the same identification number as set forth above an ovided.	this form is the specimen presented to me by the donor providing the certification of that it has been collected, labeled and sealed in accordance with the instructions			
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DONOR CERTIFICATION AND CONSENT Certify that the speciment at beinly that the specimen container was sealed with a tamper cost seal correct. Also, it consents to the analysis of the speciment of container of the speciment of th	this form is the specimen presented to me by the donor providing the certification and that it has been collected, labeled and sealed in accordance with the instructions. Collector's Signature Companying this form is my own and that I provided it to the collector. Further, in my presence and that the information provided on this form and on the label is informatively the laboratory and to the release by the Jaboratory of the results on the angle individual large on this form.			

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- Ask donor to sign Donor Certification and Consent and initial/sign tamperproof seal.
- Place specimen and laboratory copy of Chain of Custody form in shipping container.
- Keep specimen in secure storage until shipped.
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 SEND TO MEDICAL REVIEW OFFICER, IF APPLICABLE

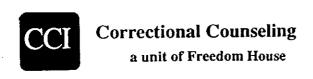
PHARMCHEM LABORATORIES, ! 1505-A O'Brien Drive, Me	o Park, CH;	94025		LABORATORY REPORT	
ACCOUNT NUMBER:	100640102 BAR	CODE NUMBER:		000/0/1730	
RESULTS TO: ATT: Rod Baker, CUSPO U.S. Probation Office 333 W. 4th St. Ste. 3270 Tulsa, OK 741033819	SPE SPE SPE TES LOC	CIMEN ID: CIMEN ID: CIMEN DATE: T TYPE: ATION CODE:		04/19/93	KRISR
Old Acct. No: FP 64B	DAT	ESSION NUMBER: E RECEIVED: E REPORTED:		930225564 04/23/93 04/27/ 9 3	
	ST METHODS AND	DETECTION LEVE	:====== LS	=======================================	
Drug or	Initial Method	Test CutOff ===================================	Confirm Method ========	ation Test CutOff ===================================	
Amphetamines Barbiturates Benzodiazepines Cocaine Metabolite Methadone Opiates	EMIT EMIT EMIT EMIT EMIT	1000 ng/ml 200 ng/ml 200 ng/ml 300 ng/ml 300 ng/ml 300 ng/ml	GC/MS GC GC GC/MS	250 ng/ml 200 ng/ml 200 ng/ml 300 ng/ml 300 ng/ml 150 ng/ml	PLAINTIFF'S EXHIBIT
Drug Class ==================================	TLC	1000 ng/ml 1000 ng/ml 1000 ng/ml 1000 ng/ml 1000 ng/ml 1000 ng/ml 1000 ng/ml 1000 ng/ml		04/27/93 ===================================	
Phenothiazines ===================================	======================================	RESULTS Orug or Drug Analyte	======== Class/	Test Result	
a=====================================	negative	Phenytoin* Phenutoin		negative	
Amobarbital Butabarbital	negative negative	Glutethimid Glutethim	e ide	negative Ma	rk Kester
Butalbital Pentobarbital	negative	LAAM LAAM Meperidine		negative	• 1
Phenobarbital Secobarbital	negative negative	Meperidin Pentazocine	е	negative	
Benzodiazepines ACB MACB	negative negative	Pentazoci Phenmetrazi	ne	negative	
Cocaine Metabolite Benzoylecgonine	negative	Phenmetra Propoxyphen	e*	negative -	
· Methadone Methadone	negative	Propoxyph Tricyclics*		negative	
Opiates Codeine	negative	Amītripty Doxepin Imioramin		negative negative negative	
Hydromorphone Morphine	POŠITIVE negative	Phenothiazi Chlorprom	nes	negative	
Phencyclidine Phencyclidine	negative	Hydroxyzi Promethaz	ne	negative negative	
SPECIMEN SEAL INTACT.				************* * TEST RESULT *	
	No Mec	2c		* POSITIVE *	
	iuan idantid	iad hu thic ar	ression	number is the same	

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I certify that the specimen identified by this accession number is the same specimen that bears the specimen identification barcode number set forth above, that the specimen has been examined upon receipt, handled and analyzed in accordance with applicable requirements, and that these results are for that specimen.

Results Certified by: CHRISTIN CONNOLLY Date: 04/27/93

LABORATORIES, INC.	LED AKORALION
1505-A O'Brien Drive, Menlo Park, CA 94025 CHAIN OF CUSTODY FOR DRUG ANALYSIS	Specimen No. 007671930
Red Baker, Cuspo I eral Probation Office F.J. Box 1287 Tulsa, OK 74101	Federal Probation
	Account No. 100640102
	•
	TLC
Specimen Type	Periodic Reasonable Other 04 Medical 05 Cause 06 Specify:
(This Information will appear on all copies.)	Date Collected Social Security #
Remarks Concerning Collection COLLECTOR CERTIFICATION	Temperature
below, that it bears the same identification number as set forth above and ided.	is form is the specimen presented to me by the donor providing the certification that it has been collected, labeled and sealed in accordance with the instructions
DONOR CERTIFICATION AND CONSENT: I certify that the specimen according that the specimen container was sealed with a temperator seal the correct. Also, I consent to the analysis of the specimen accompanying analysis as well as the information recorded on this form to the organization and the container of the container.	Collector's Signature Impanying this form is my own and that I provided it to the collector. Further, I'my presence and that the information provided on this form and on the label is form by the laboratory and to the release by the laboratory of the results of the score individual listed on this forp. Union Signature or initials
oply ▶ arcode	F71930 S
ECOND SEAL AND DE FOR BLOOD JIT SAMPLE.	OVER CAP OF DONOR'S SIGNATURE OR INITIALS
Person Shipping Airbill # Date Shippe	Ship Specimen To PharmChem Laboratories, Inc. 1505-A O'Brien Drive Menlo Park, CA 94025-1435
STRUCTIONS TO COLLECTOR Some all <u>unshaded</u> areas of form. Affix tamperproof seal and barcode as illustrated. Ask donor to sign Donor Certification and Consent and initial/sign tallace specimen and laboratory copy of Chain of Custody form in shipped specimen in secure storage until abjects.	mperproof seal.
eep specimen in secure storage until shipped. istribute copies of Chain of Custody form as indicated on each cop SEND TO MEDICAL REVIEW OFFICER	<u></u>



THIS INFORMATION HAS BEEN DISCLOSED TO YOU FROM RECORD! DIECTE FOR COMPANDANTIALITY RULES (42 CFR FART 2). THE FEDERAL RULES PROHIBIT YOU FROM MAKING ARE FURTHER DISCLOSURE OF THIS INFORMATION UNLESS FURTHER DISCLOSURE IS EXPRESSLY PERMITTED BY THE WRITTEN CONSENT OF THE PERSON TO WHOM IT PERTAINS OR AS OTHERWISE PERMITTED BY 42 CFR PART 2. A GENERAL AUTHORIZATION FOR THE RELEASE OF MEDICAL OR OTHER INFORMATION IS NOT SUFFICIENT FOR THIS PURPOSE. THE FEDERAL RULES RESTRICT ANY USE OF THE INFORMATION TO CRIMINALLY INVESTIGATE OR PROSECUTE

TO:

Kevin Robbins, United States Propare August EATIENT.

U.S. District Court, Northern District of Oklahoma

FROM:

John W. Nord, M.A., Case Counselor

TREATMENT UPDATE

CLIENT: Mark Kester

DATE OF REPORT: 4-27-93

s.s.#: 525-15-0599

REPORT PERIOD: 3-31-93 to

4-22-93

PLAINTIFF'S

EXHIBIT

D.O.B.: 10-5-61

BACKGROUND:

Client was referred for placement in Therapeutic Community on 4-1-93 by the United States Probation Office due to a recent dirty U.A. submitted by the client. Mr. Kester's adjustment to our program was inadequate due to the client's instability. Freedom House staff on two separate occasions could not locate client on the grounds of the facility when his sign-in log indicated that he was present. When he was located, he reported that he had only walked around the block "to cool off", even though it is against center rules to leave the center property without permission. Staff also found it necessary to restrict Mr. Kester from seeing his girlfriend for It became evident to myself and the other staff counselor (Warren Reichert) that the resident was experiencing difficulties in this relationship. On several occasions Mr. Kester appeared to be agitated, confused, and emotionally distraught after visiting with his girlfriend. Both Mr. Reichert and myself met with Mr. Kester and separately on several occasions. Finally, staff was informed that the client submitted a dirty U.A. on 4-5-93 for cocaine, benzo, and hydromorphine. It was at this time that staff recommended to the United States Probation Office that Mr. Kester be removed from the facility due to safety and security concerns.

RECOMMENDATIONS:

It is believed that Mr. Kester is in need of long-term treatment for substance abuse and psychological problems. It is my professional opinion that Freedom House is not able to provide the client Mark Kester Treatment Update Page Two

with the treatment and security needs of Mr. Kester at this time. I recommend Mr. Kester be placed in a secure environment and that intense psychological treatment be made available to the client.

Respectfully submitted,

John W. Nord, M.A.

for W. Nord

JWN/nw